

MAC

CORPORATION

DEVELOPERS • ENGINEERS • GENERAL CONTRACTORS

800 NW HUNTER DR STE 2 S. BLUE SPRINGS, MO 64015

OFFICE (816) 229-6090 • FAX (816) 229-6093

ROBERT W. ANDREW C.E.

PRESIDENT

MOBILE: 816-215-3430

ROBWANDREW@MAC-CONST.COM

WWW.MAC-CONST.COM

P. Sac. and Fox Nation
444 M.A.C. Corporation

913-742-3785
816 461 8944

P.01
P.01

copy

MLAC
CORPORATION

DESIGNERS • CONSTRUCTION MANAGERS • BUILDERS
FAX TRANSMITTAL

18400 E. TRUMAN RD., SPACE C
INDEPENDENCE, MO 64050

816-833-4474
FAX 816-461-8944

DATE: JUNE 24, 1998

FAX # TRANSMITTING TO: (913) 742-3785

COMPANY NAME: SAC & Fox Nation of Missouri

ATTENTION: BUCKY PILCHER

OF PAGES INCLUDING THIS PAGE: 2

COMMENTS: Bucky - As per the direction
of Robert & Andrew I am forwarding
Change Order #1 for the SAC &
Fox Truckstop. This is for the
change from single wall tanks
to double wall tanks.

Thank!

FROM: Angie Nicas

METALLIC
METAL BUILDING SYSTEMS

1P. Sac and Fox Nation
444 M.A.C. Corporation

913-742-3785
816 461 8944

P.02
P.02

GE
ER
DOCUMENT C701

Distribution to:
OWNER
ARCHITECT
CONTRACTOR
FIELD
OTHER

816 221 6090

816 833-4474
Mac

Robert
Andrew
①

PROJECT: SAC & Fox TRUCK STOP
(name, address) Hwy. 75 -- Powhattan, KS

CHANGE ORDER NUMBER: 1 (ONE)

OWNER
TO (Contractor):

INITIATION DATE:

SAC AND Fox NATION of MO in KS + NE
Route 1, Box 60
Reserve, KS 66434

ARCHITECT'S PROJECT NO:

CONTRACT FOR: General Contracting

CONTRACT DATE: May 12, 1998

You are directed to make the following changes in this Contract:

Change single wall - Xerxes to Double wall
Xerxes under ground tanks.

(ADD)

\$22,655.⁰⁰

Possible delivery July/August

Not valid until signed by both the Owner and Architect.
Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (Guaranteed Maximum Cost) was \$ 1,070,009⁻
Net change by previously authorized Change Orders \$ -0-
The (Contract Sum) (Guaranteed Maximum Cost) prior to this Change Order was \$ 1,070,009⁻
The (Contract Sum) (Guaranteed Maximum Cost) will be (increased) (decreased) (unchanged) \$ 22,655⁻
by this Change Order \$ 1,092,664⁻
The new (Contract Sum) (Guaranteed Maximum Cost) including this Change Order will be ... \$ 1,092,664⁻
The Contract Time will be (increased) (decreased) (unchanged) by Days.
The Date of Substantial Completion as of the date of this Change Order therefore is

M.A.C. CORPORATION
ARCHITECT
16400 E. TRUMAN Rd.
Address STE C
Indep., MO 64050

M.A.C. CORPORATION
CONTRACTOR
16400 E. TRUMAN Rd.
Address STE C
Indep., MO 64050

Authorized:

OWNER

Address

BY

BY

BY

DATE 6-24-98

DATE 6-24-98

DATE

AIA DOCUMENT C701 • CHANGE ORDER • APRIL 1978 EDITION • AIA® • © 1978
THE AMERICAN INSTITUTE OF ARCHITECTS, 1735 NEW YORK AVE., N.W., WASHINGTON, D.C. 20004

C701 — 1978

M.A.C. CORPORATION
16400 East Truman Road
INDEPENDENCE, MISSOURI 64050

Phone 833-4474

Rec'd 6-15-98

LETTER OF TRANSMITTAL

DATE	6/10/98	JOB NO.	653
ATTENTION	Glenda		
RE:	Sac & Fox Truck Stop		

TO Sac & Fox Nation
RT #1 Box 105
Powhattan, KS 66521

WE ARE SENDING YOU ☒ Attached ☐ Under separate cover via _____ the following items:

- | | | | | |
|---|---------------------------------------|--------------------------------|----------------------------------|---|
| <input type="checkbox"/> Shop drawings | <input type="checkbox"/> Prints | <input type="checkbox"/> Plans | <input type="checkbox"/> Samples | <input type="checkbox"/> Specifications |
| <input type="checkbox"/> Copy of letter | <input type="checkbox"/> Change order | <input type="checkbox"/> _____ | | |

COPIES	DATE	NO.	DESCRIPTION
1			P.O. #'s 1967 & 1968

THESE ARE TRANSMITTED as checked below:

- | | | |
|--|---|---|
| <input type="checkbox"/> For approval | <input type="checkbox"/> Approved as submitted | <input type="checkbox"/> Resubmit _____ copies for approval |
| <input checked="" type="checkbox"/> For your use | <input type="checkbox"/> Approved as noted | <input type="checkbox"/> Submit _____ copies for distribution |
| <input type="checkbox"/> As requested | <input type="checkbox"/> Returned for corrections | <input type="checkbox"/> Return _____ corrected prints |
| <input type="checkbox"/> For review and comment | <input type="checkbox"/> _____ | |
| <input type="checkbox"/> FOR BIDS DUE _____ 19____ | <input type="checkbox"/> PRINTS RETURNED AFTER LOAN TO US | |

REMARKS _____

*Voided
paperwork*

gm

COPY TO _____



40% Pre-Consumer Content • 10% Post-Consumer Content

SIGNED: *W. Amsharov*

If enclosures are not as noted, kindly notify us at once.

Sac & Fox Nation
P.O. Box 11, Hiawatha, Kansas 66434
(913) 742-3337

SF 1957

PURCHASE ORDER

Ordered By _____ Date _____ Requisition No. _____

OR <u>SOURCE: ARMY American</u> <u>2364 Gorman Dr.</u> <u>Marion Heights, MO 63146</u>	SHIP TO <u>Sac & Fox Nation Shop</u> <u>May 75</u> <u>Pocahontas, KS 66527</u>
--	--

DIRECT INQUIRIES TO _____ TAX EXEMPT 118 0854534

ITEM	QUANTITY	DESCRIPTION	PRICE	AMOUNT
1.	1 ea	15,000 SWT Spl. T. Q, 15,000 Gallon Single Wall Tank 5 P.T.T. 201/741 10' X 21'	7966. ⁰⁰	7966. ⁰⁰
2.	1 ea	15,000 SWT-Q, 15,000 Gallon Single Wall Tank 10' X 21'	6981. ⁰⁰	6981. ⁰⁰
3.	1 ea	10,000 SWT-Q, 10,000 Gallon Single Wall Tank 10' X 21'	5266. ⁰⁰	5266. ⁰⁰
4.	12 ea	Anchor Steeps	30. ⁰⁰	760. ⁰⁰
		Total		23,173. ⁰⁰

Charge To: _____ Fund _____ Requisitioned By W. Mayberry Date 6-11-98
 Account _____ Approved By [Signature] Date _____

INSTRUCTIONS TO VENDOR

Please enter our order as specified below, subject to conditions and instructions listed on this purchase order.

1. Confirm shipping date and furnish complete shipping information.
2. Direct all inquiries to the individual at the issuing point indicated above.
3. Furnish copies of packing list for each shipment and show above purchase order number on each package, correspondence, invoice and bill of lading.
4. Do not declare air express, air freight and REA in excess of \$50.00.
5. The parties agree and acknowledge that the delivery by the vendor and the purchase of these materials and supplies by the Sac & Fox Nation is on the Sac & Fox Nation Reservation.

P.O. Box 11, Hiawatha, Kansas 66434
(913) 742-3337

PURCHASE ORDER

VENDOR <u>Source North America</u> <u>2369 Gussman Dr</u> <u>Mur,land Heights, MO 63146</u>	SHIP TO <u>Santa Fe Truck Shop</u> <u>Hwy. 15</u> <u>PO BOX 1140 Rte 66, ST</u>
---	---

[illegible]

Charge To:
Fund _____ Requisitioned By _____ Date _____
Account _____ Approved By [Signature] Date _____

Please enter our order as specified below, subject to conditions and instructions listed on this purchase order.

1. Confirm shipping date and furnish complete shipping information.
2. Direct all inquiries to the individual at the issuing point indicated above.
3. Furnish copies of packing list for each shipment and show above purchase order number on each package, correspondence, invoice and bill of lading.
4. Do not declare air express, air freight and REA in excess of \$50.00.

Sac & Fox Truck Stop

From: robwandrew@mac-const.com
Sent: Wednesday, September 2, 2015 6:12 PM
To: sacfoxtsmgr@jbntelco.com
Subject: [FWD: Sac and Fox Tank Drawing T3]
Attachments: Sac N Fox T3-Model.pdf

Hi Teresa,

Here is a copy of the drawing T3 that you requested. I haven't had a chance to look for the tank serial numbers yet, but the easiest way to find them would be to call the Kansas Department of Health and Environment in Topeka, and ask them to look them up. You should also be covered under the Leaking Underground Storage Tank Trust Fund, if you have had a spill. You pay a penny or two a gallon to fund an insurance policy which is administered by the State, and intended to cover any environmental contamination. They maintain files on all registered underground storage tanks. The tanks should have a 30 year limited warranty on them.

Let us know if we can help you in any way.

If you need anything else, don't hesitate to call.

Tell Gary hi for me.

Robert W. Andrew C.E. | President
M.A.C. Corporation | www.mac-const.com
Office: 816-229-6090 | Mobile: 816-215-3430



- "Where Grand Openings Begin"

Real Estate Development - Engineering - General Contracting - CNG Filling Stations
900 N.W. Hunter Drive Suite 2 South
Blue Springs, MO 64015
Office: 816-229-6090 | Fax: 816-229-6093

----- Original Message -----

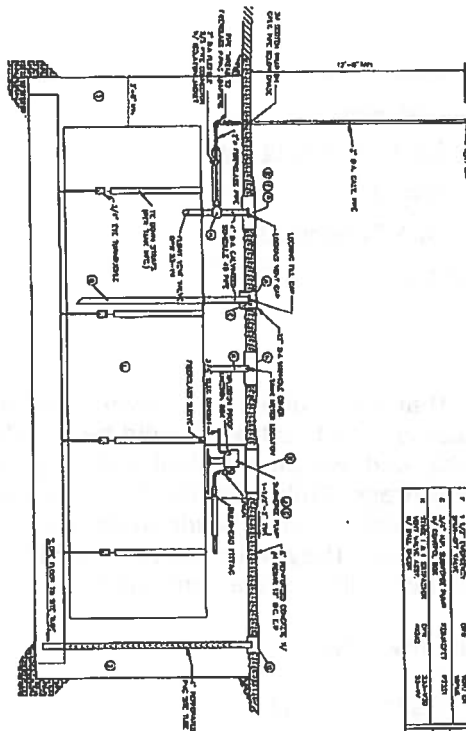
Subject: Sac N Fox
From: <eric@mac-const.com>
Date: Wed, September 02, 2015 6:00 pm
To: robwandrew@mac-const.com

Best Regards,

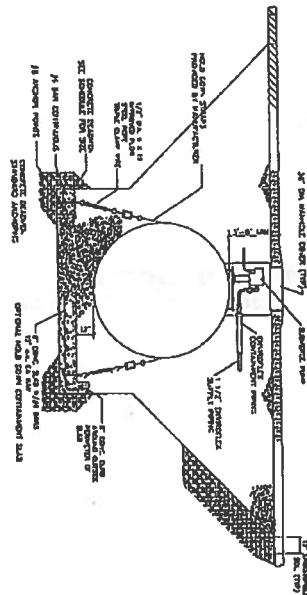
Eric Solomon II | Assistant Project Manager
M.A.C. Corporation | www.mac-const.com
Office: 816-229-6090 | Mobile: 816-529-8250

9/3/2015

warranty

[illegible]

ATV	STATION	TYPE	WEEK	DAY	DESCRIPTION	TIME	EST. RATING
1	1	1	1	1	1	1	1
1	1	1	1	1	1	1	1
2	2	2	2	2	2	2	2
3	3	3	3	3	3	3	3
4	4	4	4	4	4	4	4
5	5	5	5	5	5	5	5
6	6	6	6	6	6	6	6
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TANK INSTALLATION

1987-1988

GENERAL NOTES

1. All responses to be included in accordance with the instructions mentioned
2. All locations to be in accordance with FEMA standards
3. All work to be completed in accordance with previous codes

REINFORCED CONCRETE DEADMEN

[illegible]

6 / 10 SAYS ARE NOT COMPLETELY SATISFIED 15 / 15 SAYS FOR LOCAL



8 REBAR ANCHOR POINTS

Sac & Fox Truck Stop

From: robwandrew@mac-const.com
Sent: Tuesday, November 24, 2015 4:08 PM
To: bill.datzkiel@xerxes.com; sacfoxtsmgr@jbntelco.com
Subject: Sac and Fox Truck Stop, Powhattan, Ks.
Attachments: Xerxes Tank PO Sac and Fox.pdf; Picture of Hole in Tank.png; Picture of Hole in Tank 2.png

Hi Bill,

I spoke with the lady in your office yesterday about a tank problem that occurred with a 15,000 gal. tank which we purchased, through Source North America, from you in June of 1998. We purchased three tanks for a truck stop we built at the Sac and Fox Casino on 75 Hwy. in Powhattan, Ks. A 15,000 gal. two compartment tank, a 15,000 gal. single compartment tank, and a 10,000 gal. single compartment tank. The owner can't find the tank registration documents that we gave them, and the State of Kansas Dept. of Health and Environment does not have any records on the Installation, so I suspect that they chose not to register the tanks, since they are on reservation.

At any rate, last July at 1:20 AM it appears that a hole opened up in the 15,000 single compartment tank, allowing water to enter the tank and displace the fuel. We took a video of the interior of the tank and we can see the breach in the tank, and the crushed rock that subsequently entered the tank. We have not opened up the tank hole yet, so we can't determine if the tank exploded or imploded, and the resolution on the video does not give us any clues from the filament tear. The owner's insurance provider has requested the tank serial numbers so they can explore a warranty claim, and we have disposed of most of the job files on the project. I asked the lady in your office and she searched for the files and could not find them either. She thought maybe the tanks were shipped from your closed plant in Ohio, because she could not find a record of the tank delivery.

I am not clear on whether the tanks were single wall or double wall, although one of the few documents we were able to locate, is for a change order to upgrade the tanks to double wall.

Attached are two pictures captured from the video, which is too large to email, along with a copy of the PO to Source NA. We have two questions. Can we repair a hole this large in the tank? Is there potential for a warranty claim to be approved for the tank?

Thanks for your assistance.

Have a Happy Thanksgiving,

Robert W. Andrew C.E. | President
M.A.C. Corporation | www.mac-const.com
Office: 816-229-6090 | Mobile: 816-215-3430

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900 N.W. Hunter Drive Suite 2 South

Blue Springs, MO 64015

Office: 816-229-6090 | Fax: 816-229-6093

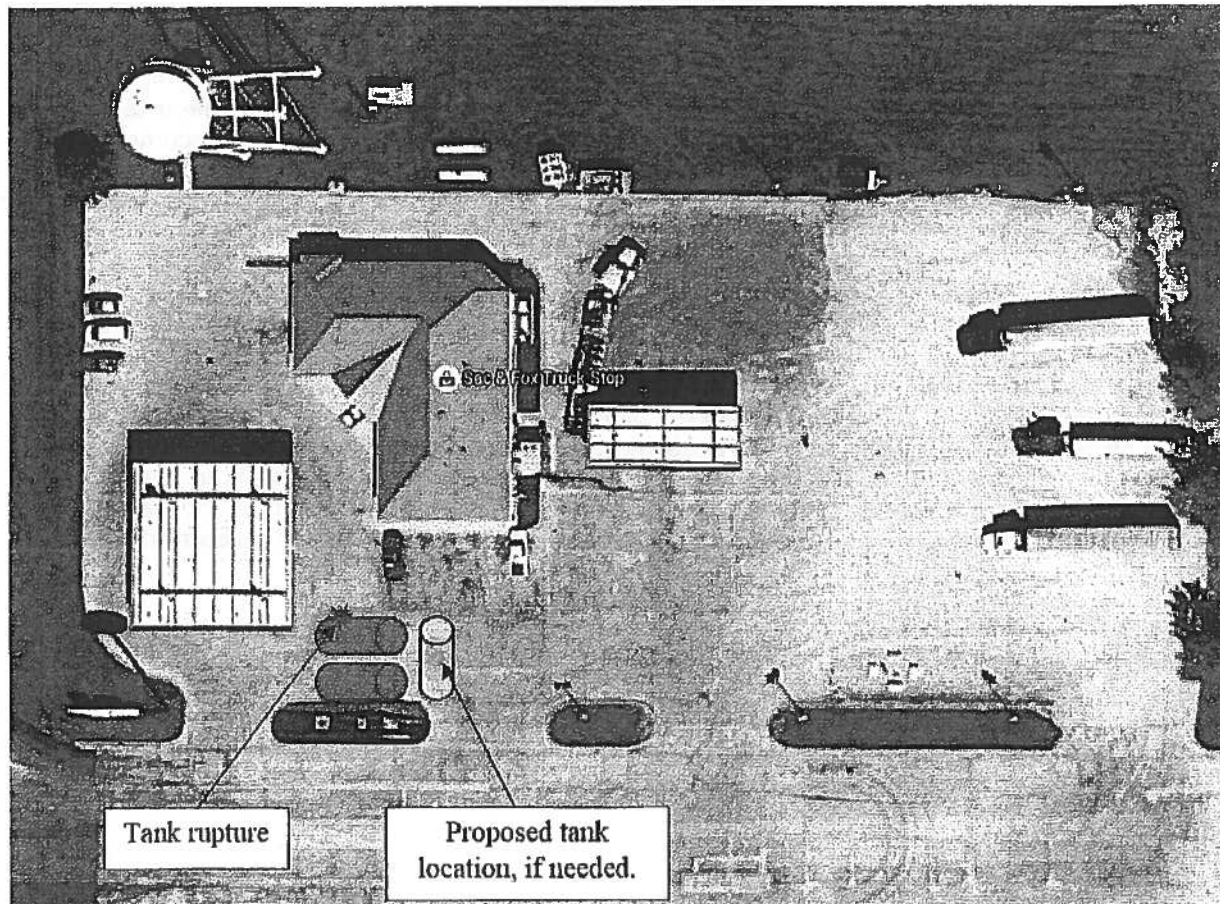
Sac & Fox Truck Stop

From: William_Milliard@us.crawco.com
Sent: Tuesday, March 29, 2016 10:46 AM
To: Sheri Mago; Katie Purvis
Cc: Kevln_Loggins@us.crawco.com; Theresa Armbruster
Subject: Sac & Fox of Missouri ruptured tank claim, 4687476939US, file 2676861

Sheri & Katie,

This is a brief claim summary on the current status of this loss. I have inserted a diagram below to facilitate an understanding of portions of the summary.

Top of picture is North.



A 15,000 gallon double walled fiberglass tank ruptured on the north side, cause unknown. None of the parties familiar with these kind of tanks would even speculate what caused the rupture, it is very unusual.

The ruptured area of the tank, manufactured by Xerxes, will have to be exposed to learn the cause of the rupture and if it can be repaired. Xerxes will make the determination if the rupture is repairable in conjunction with whether or not their warranty will apply to the repairs. An estimate for exposing the rupture and likely repair cost, if feasible, has been supplied by M.A.C. Corporation, the original installer of the underground storage tank (UST). If the ruptured tank is not repairable, it will need to be abandoned and a new tank installed. We are awaiting an estimate for a new tank (like, kind and quality to the ruptured tank) to be installed as the diagram indicates.

Lexington Insurance has issued a commercial policy to Sac & Fox for real and business personal property. ACE/Chubb, as we understand it, has issued a tank liability policy to Sac & Fox for damages resulting from tank leakage. Crawford & Company and Engineering Design & Testing have been retained by Lexington to investigate and adjust the damages to the ruptured UST. Ms. Armbruster of Sac & Fox has retained different vendors to address the initial damages following the discovery of the rupture. Ground water entered the ruptured UST, this water, which mixed with some gasoline, had to be pumped out and disposed of properly. Some people pumped the water/gasoline mixture into their cars and damage resulted-this is being handled by other parties.

We understand that Ms. Armbruster is working with ACE/Chubb on investigating the extent of the contamination of ground water due to the rupture. A preliminary report on the extent and severity of the contamination has been received by the insured, Crawford & Company, Engineering Design & Testing as well as ACE/Chubb. This preliminary report examined areas down slope from the tank rupture (to the right of the tank in the above diagram) and proposed some remediation measures. Due to the overlap of the two policies' potential coverage, the insured's disagreement with the proposed remediation

3/29/2016

measures a meeting was held on February 29 at the loss site with all interested parties. It was determined that the proposed remediation measures are not the only ones that can be utilized to address the contamination. At this point in time the work to expose the ruptured UST, repairing it, if possible, the potential cost of putting in a replacement UST and the need to completely define the area of ground water contamination are interrelated such that these costs, and which carrier is responsible for them, must be determined before the work can be scheduled. We are currently in discussion with the pertinent parties regarding responsibility for the various costs.

We are providing this summary as a courtesy and, given the investigation of the cause and amount of damages is ongoing, ask that it not be circulated beyond the parties to the claim.

Regards,

Bill

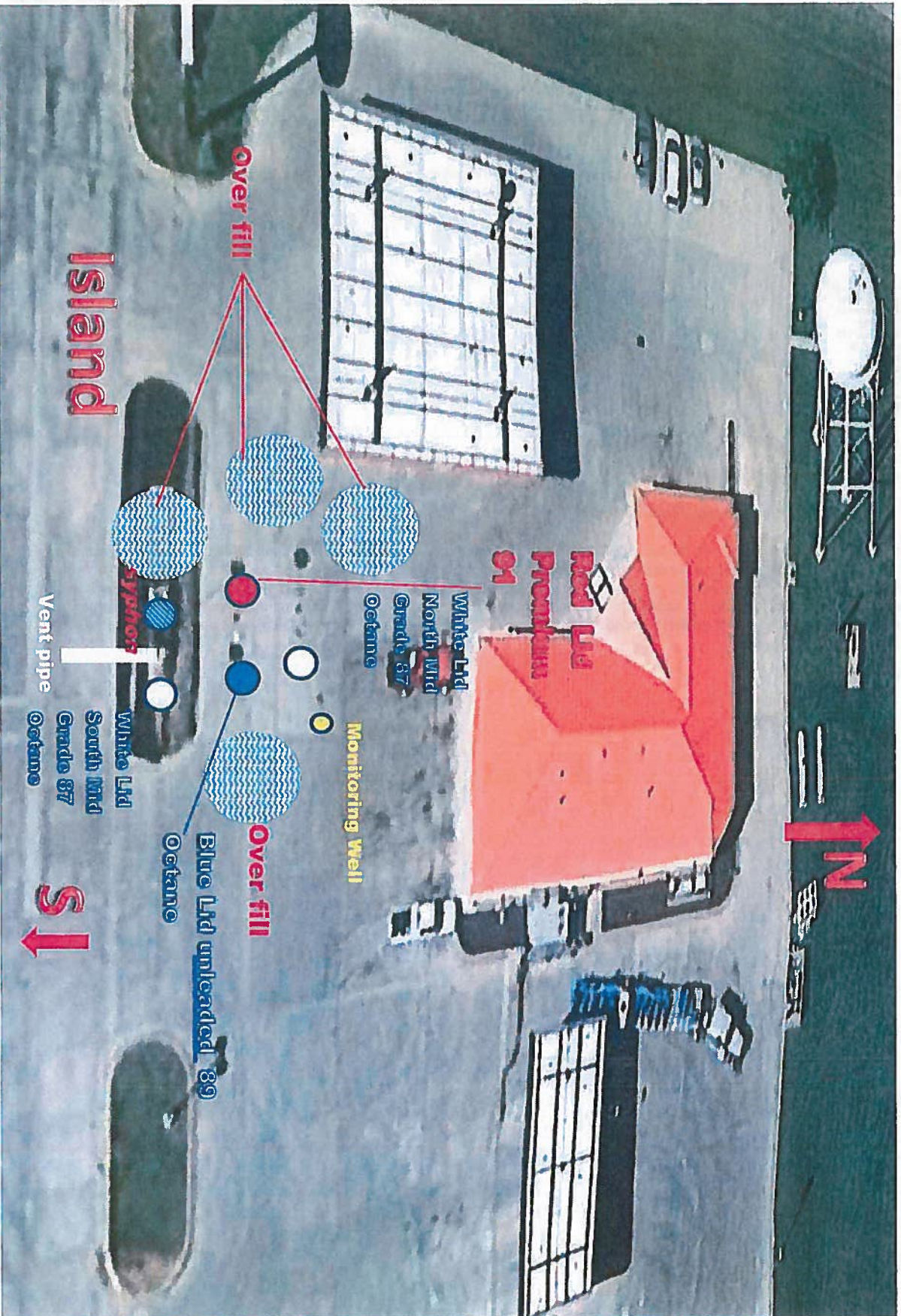
William E. Millard, AIC
National General Adjuster
Global Technical Services
Crawford & Company
10881 Lowell Ave., Ste. 130
Overland Park KS 66210
phone: 913-522-6216
fax: 647-517-9380
cell: 913.522.6216
email: William_Millard@us.crawco.com
web: www.crawfordots.com

Celebrating 75 years of service 1941-2016.

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The diagram below shows the location of tank failure at the Sac and Fox Truck Stop, 1375 US HWY 75. An estimated 1400 gallons of 87 octane gasoline (10%) ethanol remains unrecovered from the underground storage tank. 2 inches of gasoline remain suspended on approximately 60" of water in the monitoring well. It is assumed this relationship exists within the confines of the original tank enclosure. The water table is estimated to be 24-36 inches below the surface currently.



Invoice

Rev'd 23

Page: 1

PETROLEUM EQUIPMENT
of Kansas City
1401 E. 9th St.
Kansas City, Mo 64106
(816) 421-0044

Invoice Number: 0042486-IN
Invoice Date: 8/31/2015

Order Number: 0044481
Order Date: 8/31/2015
Salesperson: RNDY
Customer Number: 00-SAC0040

Sold To:	Ship To:
Sac & Fox Truck Stop 1346 U.S. Hwy. 75 Powhattan, KS 66527	Sac & Fox Truck Stop 1346 US Hwy 75 785-467-5354 / 74 RT Powhattan, KS 66527

Confirm To:
Amanda

Customer P.O.	Ship V/A	F.O.B.	Terms
---------------	----------	--------	-------

Payable Upon Receipt

Item Code	Unit	Ordered	Shipped	Back Ordered	Price	Amount
-----------	------	---------	---------	--------------	-------	--------

Water in tanks.

07/20 Drove to site and met with fire department, tribal police, facilities maintenance, management and tribal council members. Evaluated situation. could not verify any loss of product, but did verify water in both Midgrade tanks. Let store reopen and purged water out of pumps. Set up communication to get water out of tanks and have them inspected.

/CLS	HOU	1.00	1.00	0.00	2,010.00	2,010.00
Contract Labor - Retail	R					
Video Scope of 2 tanks.						
/CLS	HOU	1.00	1.00	0.00	5,861.25	5,861.25
Contract Labor - Retail	R					
Fuel Reclamation Mobilization						
Note: 2,357 gallons reclaimed						
/LBRST	HOU	5.25	5.25	0.00	118.50	622.13
Labor - Retail - Overtime	R					
/MS	MILE	74.00	74.00	0.00	1.40	103.60
Mileage - Retail						

07/22 Pulled probe out of North Midgrade tank and stuck.

/LBRST	HOU	1.50	1.50	0.00	79.00	118.50
Labor - Retail	R					
/MS	MILE	74.00	74.00	0.00	1.40	103.60
Mileage - Retail						

Net Invoice: 8,819.08
Less Discount: 0.00
Freight: 0.00
Sales Tax: 705.53
Invoice Total: 9,524.61

yes we do
verified 9-30-15
tag

INITIAL

BILL OF LADING #:598257
TRANSACTION #:34881
PAGE #:1

MAGELLAN PIPELINE COMPANY, L.P.

A SUBSIDIARY OF MAGELLAN MIDSTREAM PARTNERS, L.P.
P.O. BOX 22186, TULSA, OKLAHOMA 74121-2186

START TIME: 2016-08-18 10:55:25
END TIME: 2016-08-18 11:04:58

DOT FIRST RESPONDER INFORMATION		GROSS VOL	MEAS
UN1203, GASOLINE, 3, PGII ERG#128 NA1993, DIESEL FUEL, 3, PGIII ERG#128		1249 6001	GAL GAL
ONE CARGO TANK			



EMERGENCY CONTACT NUMBER: 800-451-8346 3E for Magellan

TERMINAL ADDRESS: 8050 SW Topeka Blvd. Wakarusa, KS 66546 EPA-Facility ID:4026-80500	CARRIER: HAAG OIL COMPANY LLC TOPEKA, KS INSURANCE EXP DATE:2016-02-14 23:59:59.0 VTC:3117
SUPPLIER: 0171 COFFEYVILLE RES EPA:3074 PETROEX: 759020 CUSTOMER:	DESTINATION: 000660 SAC & FOX TRUCK STOP US HWY S FAIRVIEW, KS

GRADE	RECIPE INFORMATION	GRS	NET	ADD	BLN	UOM	GRV	TMP/PSI	MTR	OCT
1P	UNLEADED PREMIUM AT OR BELOW 9.0 LBS RVP DETERGENT ADDITIZED FOR UP TO 10% ETHANOL THE 1.0 LB RVP WAIVER APPLIES TO THIS GASOLINE. DO NOT MIX WITH GASOLINE CONTAINING ANYTHING OTHER THAN BETWEEN 9 AND 10 VOL% ETHANOL	1249	1234	5	O	GAL	57.35	77	2-1	91.0
<i>added to 2000 gal recovered fuel from from tank</i>										
-----NETCODE TOTALS (NETCODE=GROSS,NET)----- 065 = 1125, 1111 241 = 124, 123										

THIS PRODUCT DOES NOT MEET THE REQUIREMENTS FOR REFORMULATED GASOLINE, AND MAY NOT BE USED IN ANY REFORMULATED GASOLINE COVERED AREA. GASOLINE WITH 'O' SUFFIX IN THE BLN (BLEND) COLUMN IS E10: CONTAINS BETWEEN 9 AND 10 VOL% ETHANOL. GASOLINE WITH A 'S' SUFFIX IN THE BLN (BLEND) COLUMN IS E7.8 - CONTAINS UP TO 7.8% ETHANOL. GASOLINE WITH 'G' SUFFIX IN THE BLN (BLEND) COLUMN CONTAINS GREATER THAN 10% ETHANOL. DO NOT BLEND THESE FUELS WITH ETHANOL OR ANY OTHER OXYGENATE. GASOLINE WITH 'B' OR 'N' SUFFIX IN THE BLN (BLEND) COLUMN IS E0: CONTAINS NO ETHANOL. CONTACT THE INVENTORY OWNER AND/OR SUPPLIER OF THIS PRODUCT TO DETERMINE IF IT HAS BEEN RESTRICTED FROM USE IN ANY PRODUCT MARKETED AS E15. FEDERAL REGULATIONS MANDATE THAT ONLY GASOLINE WHICH IS 7.0 LBS RVP OR LESS MAY BE SOLD FOR CONSUMPTION WITHIN CLAY, JACKSON, AND PLATTE COUNTIES, MO AND JOHNSON AND WYANDOTTE COUNTIES, KS. 7.2 LBS RVP OR LESS FOR MADISON, MONROE, SAINT CLAIR AND JERSEY COUNTIES, IL. FEDERAL REGULATIONS MANDATE THAT ONLY GASOLINE WHICH IS 7.8 LBS RVP OR LESS MAY BE SOLD FOR CONSUMPTION WITHIN FRANKLIN, JEFFERSON, ST. CHARLES COUNTY, AND ST. LOUIS COUNTY AND CITY OF ST. LOUIS, MO DURING THE EPA SUMMERTIME VOLATILITY CONTROL PERIOD. MAGELLAN PIPELINE COMPANY, P.O. BOX 22186, TULSA, OK EPA #4026. ENTITY-FACILITY ID 4026-80500.

CARRIER CERTIFIES that the CARGO TANK or TANKS, supplied for this shipment is a proper container for the transportation of this commodity. By leaving Magellan property with this document, I acknowledge that if I have been injured while on terminal premises, I have notified Magellan Pipeline personnel of this fact prior to leaving the terminal. I also acknowledge that I was provided a copy of the appropriate Emergency Response Guide(s) with this Bill of Lading.

SEALS

BADGE/DRIVER: 22094

DAVID SNIDER

Document ID: v1.0

This volume of neat or blended ethanol, bio diesel or renewable diesel is designated and intended for use as transportation fuel, heating oil or jet fuel in the 48 U.S. contiguous states and Hawaii. Any persons exporting this fuel is subject to the requirements of 40 CFR 80.1430.

T 5:CSLD INCR RATE WARN

INVENTORY REPORT

T 1:PREMIUM UNLEADED
VOLUME = 1452 GALS
ULLAGE = 6607 GALS
90% ULLAGE= 5801 GALS
TC VOLUME = 1438 GALS
HEIGHT = 20.86 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 73.6 DEG F

T 2:UNLEADED
VOLUME = 2421 GALS
ULLAGE = 4638 GALS
90% ULLAGE= 3932 GALS
TC VOLUME = 2391 GALS
HEIGHT = 45.39 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 77.5 DEG F

T 4:WEST DIESEL
VOLUME = 3342 GALS
ULLAGE = 6546 GALS
90% ULLAGE= 5647 GALS
TC VOLUME = 3324 GALS
HEIGHT = 44.99 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 71.5 DEG F

T 5:SOUTH MIDGRADE
T 5:INVALID FUEL LEVEL
VOL INVALID = 447 GALS
ULLAGE = 11148 GALS
90% ULLAGE= 9988 GALS
TC VOLUME = 442 GALS
HGT INVALID 7.13 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 73.2 DEG F

T 6:EAST DIESEL
VOLUME = 4282 GALS
ULLAGE = 7313 GALS
90% ULLAGE= 6153 GALS
TC VOLUME = 4262 GALS
HEIGHT = 36.68 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 70.0 DEG F

MANIFOLDED TANKS
INVENTORY TOTALS
T 3:NORTH MIDGRADE
T 3:INVALID FUEL LEVEL
T 5:SOUTH MIDGRADE
T 5:INVALID FUEL LEVEL
VOLUME = 447 GALS
TC VOLUME = 442 GALS

T 4:WEST DIESEL
T 6:EAST DIESEL
VOLUME = 7624 GALS
TC VOLUME = 7586 GALS

***** END *****

T 1:PREMIUM UNLEADED
VOLUME = 2503 GALS
ULLAGE = 5556 GALS
90% ULLAGE= 4750 GALS
TC VOLUME = 2474 GALS
HEIGHT = 34.56 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 76.0 DEG F

T 2:UNLEADED
VOLUME = 5630 GALS
ULLAGE = 1429 GALS
90% ULLAGE= 723 GALS
TC VOLUME = 5564 GALS
HEIGHT = 88.69 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 76.6 DEG F

T 4:WEST DIESEL
VOLUME = 6057 GALS
ULLAGE = 3931 GALS
90% ULLAGE= 2932 GALS
TC VOLUME = 6019 GALS
HEIGHT = 69.09 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 73.5 DEG F

T 5:SOUTH MIDGRADE
T 5:INVALID FUEL LEVEL
VOL INVALID = 447 GALS
ULLAGE = 11148 GALS
90% ULLAGE= 9988 GALS
TC VOLUME = 442 GALS
HGT INVALID 7.13 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 73.2 DEG F

T 6:EAST DIESEL
VOLUME = 7121 GALS
ULLAGE = 4474 GALS
90% ULLAGE= 3314 GALS
TC VOLUME = 7081 GALS
HEIGHT = 53.85 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 72.2 DEG F

MANIFOLDED TANKS
INVENTORY TOTALS
T 3:NORTH MIDGRADE
T 3:INVALID FUEL LEVEL
T 5:SOUTH MIDGRADE
T 5:INVALID FUEL LEVEL
VOLUME = 447 GALS
TC VOLUME = 442 GALS

T 4:WEST DIESEL
T 6:EAST DIESEL
VOLUME = 13178 GALS
TC VOLUME = 13100 GALS

***** END *****

T 4:WEST DIESEL
INVENTORY INCREASE

INCREASE START
AUG 18, 2015 1:56 PM

VOLUME = 3342 GALS
HEIGHT = 44.99 INCHES
WATER = 0.00 INCHES
TEMP = 71.5 DEG F

INCREASE END
AUG 18, 2015 2:09 PM

VOLUME = 6307 GALS
HEIGHT = 71.34 INCHES
WATER = 0.00 INCHES
TEMP = 73.1 DEG F

GROSS INCREASE= 2965
TC NET INCREASE= 2945

T 6:EAST DIESEL
INVENTORY INCREASE

INCREASE START
AUG 18, 2015 1:56 PM

VOLUME = 4282 GALS
HEIGHT = 36.68 INCHES
WATER = 0.00 INCHES
TEMP = 70.0 DEG F

INCREASE END
AUG 18, 2015 2:09 PM

VOLUME = 4282 GALS
HEIGHT = 36.68 INCHES
WATER = 0.00 INCHES
TEMP = 70.0 DEG F

GROSS INCREASE= 0
TC NET INCREASE= 0

MANIFOLDED TANKS
INVENTORY INCREASE
T 4:WEST DIESEL
T 6:EAST DIESEL
VOLUME = 2965 GALS

T 4:WEST DIESEL
INVENTORY INCREASE

INCREASE START
AUG 18, 2015 2:12 PM

VOLUME = 6293 GALS
HEIGHT = 71.22 INCHES
WATER = 0.00 INCHES
TEMP = 73.7 DEG F

INCREASE END
AUG 18, 2015 2:27 PM

VOLUME = 6214 GALS
HEIGHT = 70.51 INCHES
WATER = 0.00 INCHES
TEMP = 73.7 DEG F

GROSS INCREASE= -79
TC NET INCREASE= -78

T 6:EAST DIESEL
INVENTORY INCREASE

INCREASE START
AUG 18, 2015 2:12 PM

VOLUME = 4272 GALS
HEIGHT = 36.61 INCHES
WATER = 0.00 INCHES
TEMP = 69.9 DEG F

INCREASE END
AUG 18, 2015 2:27 PM

VOLUME = 7217 GALS
HEIGHT = 54.45 INCHES
WATER = 0.00 INCHES
TEMP = 71.9 DEG F

GROSS INCREASE= 2945
TC NET INCREASE= 2925

MANIFOLDED TANKS
INVENTORY INCREASE
T 4:WEST DIESEL
T 6:EAST DIESEL
VOLUME = 2945 GALS



Pace Analytical Services, Inc.
9608 Loiret Blvd.
Lenexa, KS 66219
(913)599-5665

July 27, 2015

Robert Trump
Total Petroleum Services
16601 W. 132nd Circle
Olathe, KS 66062

RE: Project: KS Waters SAC & FOX
Pace Project No.: 60199233

Dear Robert Trump:

Enclosed are the analytical results for sample(s) received by the laboratory on July 24, 2015. The results relate only to the samples included in this report. Results reported herein conform to the most current TNI standards and the laboratory's Quality Assurance Manual, where applicable, unless otherwise noted in the body of the report.

If you have any questions concerning this report, please feel free to contact me.

Sincerely,

Alice Flanagan for
Sherri Rosenstangle
sherri.rosenstangle@pacelabs.com
Project Manager

Enclosures



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CERTIFICATIONS

Project: KS Waters SAC & FOX
Pace Project No.: 60199233

Kansas Certification IDs

9808 Loiret Boulevard, Lenexa, KS 66219
WY STR Certification #: 2456.01
Arkansas Certification #: 13-012-0
Illinois Certification #: 003097
Iowa Certification #: 118
Kansas/NELAP Certification #: E-10116

Louisiana Certification #: 03055
Nevada Certification #: KS000212008A
Oklahoma Certification #: 9205/9935
Texas Certification #: T104704407
Utah Certification #: KS00021

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SAMPLE SUMMARY

Project: KS Waters SAC & FOX
Pace Project No.: 60199233

Lab ID	Sample ID	Matrix	Date Collected	Date Received
60199233001	A-GW	Water	07/24/15 11:00	07/24/15 14:40

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SAMPLE ANALYTE COUNT

Project: KS Waters SAC & FOX
Pace Project No.: 60199233

Lab ID	Sample ID	Method	Analysts	Analytes Reported
60199233001	A-GW	EPA 6010	NDJ	7
		EPA 7470	ZBM	1
		EPA 8260/OA1	JTK	9
		EPA 1010	LDB	1
		SM 4500-H+B	CRT	1

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ANALYTICAL RESULTS

Project: KS Waters SAC & FOX
Pace Project No.: 60199233

Sample: A-GW Lab ID: 60199233001 Collected: 07/24/15 11:00 Received: 07/24/15 14:40 Matrix: Water
Comments: • Samples requiring thermal preservation were received outside of recommended temperature limits of 0-6 degrees Celsius.
• This sample was received in a packed jar that contained headspace.

Parameters	Results	Units	Report Limit	DF	Prepared	Analyzed	CAS No.	Qual
6010 MET ICP Analytical Method: EPA 6010 Preparation Method: EPA 3010								
Arsenic	11.0	ug/L	10.0	1	07/24/15 15:50	07/27/15 11:47	7440-38-2	
Barium	1600	ug/L	10.0	1	07/24/15 15:50	07/27/15 11:47	7440-39-3	
Cadmium	ND	ug/L	5.0	1	07/24/15 15:50	07/27/15 11:47	7440-43-9	
Chromium	ND	ug/L	5.0	1	07/24/15 15:50	07/27/15 11:47	7440-47-3	
Lead	6.3	ug/L	5.0	1	07/24/15 15:50	07/27/15 11:47	7439-92-1	
Selenium	ND	ug/L	15.0	1	07/24/15 15:50	07/27/15 13:01	7782-49-2	
Silver	ND	ug/L	7.0	1	07/24/15 15:50	07/27/15 11:47	7440-22-4	
7470 Mercury Analytical Method: EPA 7470 Preparation Method: EPA 7470								
Mercury	ND	ug/L	0.20	1	07/27/15 09:00	07/27/15 13:49	7439-97-6	M1
8260/OA1 UST, Water Analytical Method: EPA 8260/OA1								
Gasoline Range Organics	123	mg/L	50.0	100		07/27/15 16:16		
Benzene	16100	ug/L	100	100		07/27/15 16:16	71-43-2	
Toluene	36600	ug/L	500	500		07/27/15 16:31	108-88-3	
Ethylbenzene	2450	ug/L	100	100		07/27/15 16:16	100-41-4	
Xylene (Total)	12300	ug/L	300	100		07/27/15 16:16	1330-20-7	
Surrogates								
Toluene-d8 (S)	102	%	80-120	100		07/27/15 16:16	2037-26-5	HS
4-Bromofluorobenzene (S)	97	%	80-120	100		07/27/15 16:16	460-00-4	
1,2-Dichloroethane-d4 (S)	95	%	82-119	100		07/27/15 16:16	17060-07-0	
Preservation pH	1.0		0.10	100		07/27/15 16:16		
1010 Flashpoint, Closed Cup Analytical Method: EPA 1010								
Flashpoint	>210	deg F	78.0	1		07/27/15 10:00		
4500H+ pH, Electrometric Analytical Method: SM 4500-H+B								
pH at 25 Degrees C	7.3	Std. Units	0.10	1		07/27/15 10:30		H6

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QUALITY CONTROL DATA

Project: KS Waters SAC & FOX
Pace Project No.: 60199233

QC Batch: MERP/9782 Analysis Method: EPA 7470
QC Batch Method: EPA 7470 Analysis Description: 7470 Mercury
Associated Lab Samples: 60199233001

METHOD BLANK: 1607207 Matrix: Water
Associated Lab Samples: 60199233001

Parameter	Units	Blank Result	Reporting Limit	Analyzed	Qualifiers
Mercury	ug/L	ND	0.20	07/27/15 13:45	

LABORATORY CONTROL SAMPLE: 1607208

Parameter	Units	Spike Conc.	LCS Result	LCS % Rec	% Rec Limits	Qualifiers
Mercury	ug/L	5	5.0	100	80-120	

MATRIX SPIKE & MATRIX SPIKE DUPLICATE: 1607209 1607210

Parameter	Units	60199233001 Result	MS Spike Conc.	MSD Spike Conc.	MS Result	MSD Result	MS % Rec	MSD % Rec	% Rec Limits	Max RPD	Qual
Mercury	ug/L	ND	5	5	3.5	3.8	70	76	75-125	9 20	M1

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QUALITY CONTROL DATA

Project: KS Waters SAC & FOX
Pace Project No.: 60199233

QC Batch: MPRP/32637 Analysis Method: EPA 6010
QC Batch Method: EPA 3010 Analysis Description: 6010 MET
Associated Lab Samples: 60199233001

METHOD BLANK: 1606771 Matrix: Water
Associated Lab Samples: 60199233001

Parameter	Units	Blank Result	Reporting Limit	Analyzed	Qualifiers
Arsenic	ug/L	ND	10.0	07/27/15 11:38	
Barium	ug/L	ND	10.0	07/27/15 11:38	
Cadmium	ug/L	ND	5.0	07/27/15 11:38	
Chromium	ug/L	ND	5.0	07/27/15 11:38	
Lead	ug/L	ND	5.0	07/27/15 11:38	
Selenium	ug/L	ND	15.0	07/27/15 12:52	
Silver	ug/L	ND	7.0	07/27/15 11:38	

LABORATORY CONTROL SAMPLE: 1606772

Parameter	Units	Spike Conc.	LCS Result	LCS % Rec	% Rec Limits	Qualifiers
Arsenic	ug/L	1000	994	99	80-120	
Barium	ug/L	1000	1000	100	80-120	
Cadmium	ug/L	1000	1000	100	80-120	
Chromium	ug/L	1000	985	96	80-120	
Lead	ug/L	1000	1020	102	80-120	
Selenium	ug/L	1000	995	100	80-120	
Silver	ug/L	500	484	97	80-120	

MATRIX SPIKE & MATRIX SPIKE DUPLICATE: 1606773 1606774

Parameter	Units	60198956001 Result	MS Spike Conc.	MSD Spike Conc.	MS Result	MSD Result	MS % Rec	MSD % Rec	% Rec Limits	Max RPD	Qual
Arsenic	ug/L	39.1	1000	1000	1040	1050	100	101	75-125	1	20
Barium	ug/L	78.6	1000	1000	1050	1040	97	96	75-125	1	20
Cadmium	ug/L	ND	1000	1000	1020	1020	101	102	75-125	0	20
Chromium	ug/L	6.3	1000	1000	909	895	90	89	75-125	2	20
Lead	ug/L	ND	1000	1000	901	904	90	90	75-125	0	20
Selenium	ug/L	ND	1000	1000	991	980	99	98	75-125	1	20
Silver	ug/L	ND	500	500	516	515	103	103	75-125	0	20

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QUALITY CONTROL DATA

Project: KS Waters SAC & FOX
Pace Project No.: 60199233

QC Batch: MSV/70838 Analysis Method: EPA 8260/OA1
QC Batch Method: EPA 8260/OA1 Analysis Description: 8260/OA1 UST-WATER
Associated Lab Samples: 60199233001

METHOD BLANK: 1607482

Matrix: Water

Associated Lab Samples: 60199233001

Parameter	Units	Blank Result	Reporting Limit	Analyzed	Qualifiers
Benzene	ug/L	ND	1.0	07/27/15 12:14	
Ethylbenzene	ug/L	ND	1.0	07/27/15 12:14	
Gasoline Range Organics	mg/L	ND	0.50	07/27/15 12:14	
Toluene	ug/L	ND	1.0	07/27/15 12:14	
Xylene (Total)	ug/L	ND	3.0	07/27/15 12:14	
1,2-Dichloroethane-d4 (S)	%	96	82-119	07/27/15 12:14	
4-Bromofluorobenzene (S)	%	101	80-120	07/27/15 12:14	
Toluene-d8 (S)	%	102	60-120	07/27/15 12:14	

LABORATORY CONTROL SAMPLE: 1607483

Parameter	Units	Spike Conc.	LCS Result	LCS % Rec	% Rec Limits	Qualifiers
Benzene	ug/L	20	22.1	111	80-120	
Ethylbenzene	ug/L	20	21.4	107	80-120	
Gasoline Range Organics	mg/L	4	2.8	69	61-120	
Toluene	ug/L	20	21.9	110	80-120	
Xylene (Total)	ug/L	80	65.1	109	80-120	
1,2-Dichloroethane-d4 (S)	%			95	82-119	
4-Bromofluorobenzene (S)	%			97	80-120	
Toluene-d8 (S)	%			101	80-120	

Results presented on this page are in the units indicated by the "Units" column except where an alternate unit is presented to the right of the result.

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QUALITY CONTROL DATA

Project: KS Waters SAC & FOX
Pace Project No.: 60199233

QC Batch: WET/56179
QC Batch Method: SM 4500-H+B
Associated Lab Samples: 60199233001

Analysis Method: SM 4500-H+B
Analysis Description: 4500H+B pH

SAMPLE DUPLICATE: 1607202

Parameter	Units	60199248001 Result	Dup Result	RPD	Max RPD	Qualifiers
pH at 25 Degrees C	Std. Units	8.1	8.1	0	5	H8

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QUALIFIERS

Project: KS Waters SAC & FOX
Pace Project No.: 60199233

DEFINITIONS

DF - Dilution Factor, if reported, represents the factor applied to the reported data due to dilution of the sample aliquot.
ND - Not Detected at or above adjusted reporting limit.
J - Estimated concentration above the adjusted method detection limit and below the adjusted reporting limit.
MDL - Adjusted Method Detection Limit.
PQL - Practical Quantitation Limit.
RL - Reporting Limit.
S - Surrogate
1,2-Diphenylhydrazine decomposes to and cannot be separated from Azobenzene using Method 8270. The result for each analyte is a combined concentration.
Consistent with EPA guidelines, unrounded data are displayed and have been used to calculate % recovery and RPD values.
LCS(D) - Laboratory Control Sample (Duplicate)
MS(D) - Matrix Spike (Duplicate)
DUP - Sample Duplicate
RPD - Relative Percent Difference
NC - Not Calculable.
SG - Silica Gel - Clean-Up
U - Indicates the compound was analyzed for, but not detected.
N-Nitrosodiphenylamine decomposes and cannot be separated from Diphenylamine using Method 8270. The result reported for each analyte is a combined concentration.
Pace Analytical is TNI accredited. Contact your Pace PM for the current list of accredited analytes.
TNI - The NELAC Institute.

ANALYTE QUALIFIERS

H6	Analysis Initiated outside of the 15 minute EPA recommended holding time.
HS	Results are from sample aliquot taken from VOA vial with headspace (air bubble greater than 6 mm diameter).
M1	Matrix spike recovery exceeded QC limits. Batch accepted based on laboratory control sample (LCS) recovery.

REPORT OF LABORATORY ANALYSIS

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QUALITY CONTROL DATA CROSS REFERENCE TABLE

Project: KS Waters SAC & FOX

Pace Project No.: 60199233

Lab ID	Sample ID	QC Batch Method	QC Batch	Analytical Method	Analytical Batch
60199233001	A-GW	EPA 3010	MPRP/32637	EPA 6010	ICP/24122
60199233001	A-GW	EPA 7470	MERP/9782	EPA 7470	MERC/9730
60199233001	A-GW	EPA 8260/OA1	MSV/70838		
60199233001	A-GW	EPA 1010	WET/56173		
60199233001	A-GW	SM 4500-H+B	WET/56179		

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Sample Condition Upon Receipt

WO#: 60199233



60199233

Client Name: Total Petroleum

Courier: FedEx ☐ UPS ☐ VIA ☐ Clay ☐ PEX ☐ ECI ☐ Pace ☐ Other ☐ Client ☒

Tracking #: _____ Pace Shipping Label Used? Yes ☐ No ☒

Custody Seal on Cooler/Box Present: Yes ☐ No ☒ Seals Intact: Yes ☐ No ☒

Packing Material: Bubble Wrap ☒ Bubble Bags ☐ Foam ☐ None ☐ Other ☐

Thermometer Used: T-239 / T-282 Type of Ice: Wet Blue ☒ None ☐ Samples received on ice, cooling process has begun.

Cooler Temperature: 21.6

Date and Initials of person examining contents: JR 7/24/15

Temperature should be above freezing to 6°C

Chain of Custody present:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	1.
Chain of Custody filled out:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	2. <u>temp 70 °C</u>
Chain of Custody relinquished:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	3. <u>no ice</u>
Sampler name & signature on COC:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	4.
Samples arrived within holding time:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	5.
Short Hold Time analyses (<72hr):	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	6. <u>pH</u>
Rush Turn Around Time requested:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A	7.
Sufficient volume:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	8.
Correct containers used:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	9.
Pace containers used:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	10.
Containers intact:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	11.
Unpreserved 5035A soils frozen w/in 48hrs?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	12.
Filtered volume received for dissolved tests?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	13.
Sample labels match COC:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	14.
Includes date/time/ID/analyses	Matrix: <u>water</u>	15.
All containers needing preservation have been checked.	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	16.
All containers needing preservation are found to be in compliance with EPA recommendation.	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	17.
Exceptions: VOA, Collform, O&G, WI-DRO (water)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	18.
Trip Blank present:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	19.
Pace Trip Blank lot # (if purchased): <u>061015.3</u>		20.
Headspace in VOA vials (>6mm):	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	21.
Project sampled in USDA Regulated Area:	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	22.
Additional labels attached to 5035A vials in the field?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	23.

Client Notification/ Resolution:

Copy COC to Client? Y / ☒ N

Field Data Required? Y / ☒ N

Person Contacted: _____

Date/Time: _____

Comments/ Resolution: _____

Project Manager Review: [Signature]

Date: 7-24-15



CHAIN-OF-CUSTODY / Analytical Request Document

The Chain-of-Custody is a LEGAL DOCUMENT. All relevant fields must be completed accurately.

[illegible]

We received the analytical results from the water in the frac tank today. I have attached the actual report for your records. The following chemicals of concern are over the allowed target limits and therefore are characterized as a hazardous waste water.

I had discussed the use of activated carbon to remove the organic VOCs from the water which would allow for potential discharge and/or disposal as a non-hazardous waste water. With the analytical data I am now working out the quantity of carbon needed to effectively remove the VOCs from this water. I should have this and costs associated with this technique available by end of day July 28, 2015.

Those COCs are:

Benzene	Allowable limit .005 mg/L	Actual 15100 ug/L = to 15.1 mg/L
Toluene	Allowable limit 1 mg/L	Actual 36600 ug/L = to 36.6 mg/L
Ethylbenzene	Allowable limit .7 mg/L	Actual 2450 ug/L = 2.45 mg/L
Xylene	Allowable limit 10 mg/L	Actual 12300 ug/L = 12.3 mg/L

Each of these are readily adsorbed with activated carbon.

I will have the numbers tomorrow.

If you have any questions, please let me know.

Sincerely,

Robert L. Trump
President



Total Petroleum Services LLC

16601 W. 132nd Circle
Olathe, KS 66062
Cell: 913-461-5985
www.totalpetroleumservices.com

Hello,

I have run the calculations for the reclaimed fuel and is as follows:

	Volume	Octane	%
High Octane Qty	1200	91	0.34
Low Octane Qty	2357	85	0.66
End Blended Qty	3557		
End Octane Target	87.02		

The fuel at the top of the frac tank (approximately 14") is 2357 gal. You need an additional 1200 gal of 91 E10 Premium to add to this to bring it up to 87 Octane for selling.

Mixing can be done in the UST or in the tanker.

If you want us to pull it off the top of the frac tank, we can. If you want to use your transporter, that's ok as well. Just make sure they do not accidentally pull any of the water or from under the fuel layer or it will ruin the fuel again and have to start all over.

I normally recommend stopping at about 1" above the fuel/water line. Yes it is a small loss of some fuel but better than accidentally pulling water.

Thank you,

Robert

Sac & Fox Truck Stop

From: Robert L. Trump [rtrump@totalpetroleumservices.com]
Sent: Thursday, August 6, 2015 10:59 AM
To: 'M.Junker'
Cc: dolifka@peiofkc.com; sacfoxtsmgr@jntelco.com
Subject: RE: water clean up

Hi Mark,

Yes. I sent two proposals to Mr. Dolifka, Petroleum Equipment Inc. of KC and Topeka this week. He was presenting the proposals to Sac & Fox for review and decision on the direction to be taken.

Just to bring you up to speed...

Option 1. Utilize carbon and zeolite to remove the hazardous organic compounds from the water and dispose of the carbon and zeolite as a hazardous waste. There were 3 issues with this option to be considered.

- A sample would need to be run through carbon/zeolite and then sent to the lab for analysis to verify the contaminants of concern are below concentrations which would allow for discharge. Only then would the entire lot of water be in a position to be treated.
- Treatment is going to take at least 26 hours if running non-stop. The proposal I sent to Mr. Dolifka would have Total Petroleum personnel setting up the equipment and starting it. However, further operation for the next 26 hours would require training Sac & Fox personnel on the start and/or stop of the system and checking that it is in fact still working appropriately. Otherwise, you would incur costs associated with having someone stay and be present at the site during the entire operation which I did not include in the estimate sent to Mr. Dolifka.
- The 3rd item is a EPA generator ID number. On non-Indian lands, we work with our customers to set up EPA ID numbers so disposal of a hazardous waste, in this case the zeolite and carbon, would have the proper tracking number to allow for the pick-up and disposal, through the entire life cycle of the generated product. I do not know how this works with your location. You may be able to shed some light on this for me.

Option 2. I was able to find a reclamation facility who would accept this water/gasoline mix under an agreement 'reclaimed for intended beneficial reuse'. Under this option, all water/hydro carbon mix in the tank would be sent to the re-claimer under a normal bill of lading, allowed by law, when the off-spec product is going to be reclaimed for its original intended use. In this case, a partial reclamation is done at your facility. That is the upper portion of gasoline which would be blended with a higher octane to be sold in your tanks. The balance of the hydro carbons in the water would be sent through a reclamation process to reclaim the hydro carbons (otherwise known as hazardous materials) to be re-used in the production of fuels.

In all honesty, option 2 would be the quickest option to move the product and get the frac tank off your site. Otherwise, option 1 would most likely incur another week or so worth of rental due as the carbon and zeolite will need to be shipped in, then set up, a sample run sent to the lab, before actual production of the water could take place.

I hope this helps you with your decision.

8/7/2015

Randy is copied on this mail message and his direct cell number is 816-804-8264.

Please let us know how to proceed.

Sincerely,

Robert L. Trump

From: M.Junker [mailto:mark.junker@sacfoxenviro.org]

Sent: Thursday, August 06, 2015 10:28 AM

To: Robert L. Trump

Subject: water clean up

Good morning Robert,

I was wondering if you had any information regarding the water clean up from the spill at the Sac and Fox Truck stop yet? Please let me know as soon as possible. Thank you.

Mark Junker

Tribal Response Coordinator

Sac & Fox Nation Of Missouri in Kansas and Nebraska

(785) 742-4706

No virus found in this message.

Checked by AVG - www.avg.com

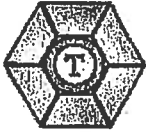
Version: 2015.0.6081 / Virus Database: 4392/10324 - Release Date: 07/28/15

Internal Virus Database is out of date.

No virus found in this message.

Checked by AVG - www.avg.com

Version: 2015.0.6086 / Virus Database: 4392/10384 - Release Date: 08/06/15



Total Petroleum Services LLC
16601 W 132nd Circle
Olathe, KS 66062

Invoice

Date	Invoice #
8/26/2015	1389

Phone #	Fax #	E-mail
913-461-5985	913-948-9532	rtump@totalpetroleumservices.com

Bill To	Shp To
Sac & Fox Theresa Armbruster 1346 US 75 Powhattan, KS 66527	Sac & Fox Theresa Armbruster 1346 US 75 Powhattan, KS 66527

P.O. No.	Terms	Project
Theresa Armbruster	Due on receipt	15110

Quantity	Description	Rate	Amount
	RECLAMATION PROJECT POWHATTAN, KS OPTION 2. - Haul to a reclamation facility which will accept this mix of Hazardous product for 'beneficial re-use'		
3	Standard Ground Shipping by Tanker	750.00	2,250.00
16,338	Disposal of Petroleum Contact Water Gasoline Actual Metered Qty.	0.50	8,169.00
20	Daily Rental of ISO and/or Frac Tank 8/1/2015 through 8/20/2015	65.00	1,300.00
1	ISO / Frac Tank Wash Out / Clean	300.00	300.00
	Final Trip by TPS personnel to clean frac, and transfer fuel to the tank to be blended with high octane fuel.		
8	Mobilization Labor 2 men 2 hrs each way	45.00	360.00
218	Round Trip Mileage Big Truck	1.50	327.00
6	Labor On Site 2 men at 2 hrs each 10:00 am to 4:00 pm	55.00	330.00
	<p>** Note: TPS LLC will not be liable for any fuel blending activities which are conducted by 'others'. We stand by our estimate of approximately 2357 gallons of fuel is eligible for blending. However, we take no responsibility for blending by 'others' when they remove the reclaimed fuel from the frac tank for blending with higher octane fuel. We will not guarantee exactly 2357 gallons to be saved due to the fine line between fuel and water. When pumped it is CRITICAL that the operator pumping the liquid understand that they cannot allow their suction hose to pull any water with fuel. If this happens, then any new fuel which this water is blended with will cause phase separation within the new lot of fuel.</p> <p>****We do accept Credit Card payments. A transaction fee of 3.5% would apply. If you wish to pay by CC, please advise and we will send an updated invoice with the fee added and a link allowing CC payment ****</p>		

All work is complete!

Total \$13,036.00

Pay online at: <https://ipn.intuit.com/88qmbfwf>

Cell: (913) 461-5985

**Total Petroleum Services LLC**

16601 W 132nd Circle
Olathe, KS 66062

Phone # 913-461-5985

Fax # 913-948-9532

trump@totalpetroleumservices.com

Estimate

Date	Estimate #
8/6/2015	1174

Name / Address
Sac & Fox Theresa Armbruster 1346 US 75 Powhattan, KS 66527

Ship To
Sac & Fox Theresa Armbruster 1346 US 75 Powhattan, KS 66527

P.O. No.	Terms	Rep	Project
TBA	Due on receipt	RLT	Option 2

Description	Qty	Rate	Total
If TPS LLC handles the removal of fuel from the frac tank, we do guarantee the fuel will be a sellable fuel when blended with the higher octane (minimum 91 octane) premium of 1200 gallons. We will not guarantee exactly 2357 gallons as it is almost impossible to extract all of the fuel without getting into the water layer. We would need one additional trip to do this before the transporter begins hauling water. I estimate this would cost an additional \$800 in travel and labor. That would bring the total to just over \$13,037.00. I understand there may be additional water in the tank located in the gravel island. We can remove this water while we are on site to clean the frac tank.			

Please sign, date, this estimate and email back as your acceptance. Thanks!

Subtotal \$12,237.00

Accepted Terms Signature:

Sales Tax (0.0%) \$0.00

Company:

Total \$12,237.00

Date:

+ 800.00

**Total Petroleum Services LLC**16601 W 132nd Circle
Olathe, KS 66062

Phone # 913-461-5985

Fax # 913-948-9532

rtump@totalpetroleumservices.com

Estimate

Date	Estimate #
8/6/2015	1174

Name / Address
Sac & Fox Theresa Armbruster 1346 US 75 Powhattan, KS 66527

hydrobium phase seperation

Ship To
Sac & Fox Theresa Armbruster 1346 US 75 Powhattan, KS 66527

P.O. No.	Terms	Rep	Project
TBA	Due on receipt	RLT	Option 2

Description	Qty	Rate	Total
<i>Thurs Mon Tues</i> <i>Work Order</i> <i>starting what needs to happen</i>			
RECLAMATION PROJECT POWHATTAN, KS OPTION 2. - Haul to a reclamation facility which will accept this mix of Hazardous product for 'beneficial re-use'			
Standard Ground Shipping by Tanker	3	750.00	2,250.00
Disposal of Petroleum Contact Water Gasoline	16,000	0.50	8,000.00
Daily Rental of ISO and/or Frac Tank 8/1/2015 through 8/12/2015	12	65.00	780.00
ISO / Frac Tank Wash Out / Clean	1	300.00	300.00
Final Trip by TPS personnel to clean frac, and transfer fuel to the tank to be blended with high octane fuel.			
Mobilization Labor 2 men 2 hrs each way	8	45.00	360.00
Round Trip Mileage Big Truck	218	1.50	327.00
Labor On Site 2 men at 2 hrs each	4	55.00	220.00
<p>* Note: I had to increase the days on rent to cover additional days until all water/fuel is removed. We will only bill the actual number of days.</p> <p>** Note: TPS LLC will not be liable for any fuel blending activities which are conducted by 'others'. We stand by our estimate of approximately 2357 gallons of fuel is eligible for blending. However, we take no repsonsibility for blending by 'others' when they remove the reclaimed fuel from the frac tank for blending with higher octane fuel. We will not guarantee exactly 2357 gallons to be saved due to the fine line between fuel and water. When pumped it is CRITICAL that the operator pumping the liquid understand that they cannot allow their suction hose to pull any water with fuel. If this happens, then any new fuel which this water is blended with will cause phase separation within the new lot of fuel.</p>			
Please sign, date, this estimate and email back as your acceptance. Thanks!		Subtotal	
Accepted Terms Signature:		Sales Tax (0.0%)	
Company:		Total	
Date:			

SAC & FOX NATION OF MISSOURI

P.O. NO. SF- 15716

305 North Main Street

Reserve, Kansas 66434

Phone (785) 742-7471 • Fax (785) 742-3785

PURCHASE ORDER

VENDOR INFORMATION

Name Total Petroleum Services

Address _____

City _____ St _____ Zip _____

Phone _____

SHIPPING INFORMATION

Name Sac & Fox Truck Stop

Address _____

City _____ St _____ Zip _____

Phone _____

QTY	UNITS	FUND/ACCT	DESCRIPTION	UNIT COST	TOTAL
		20100	Disposal of contaminated water		\$12,337.00
			Leak Source		\$12,337.00

REQUESTED BY: Theresa Ambrose DATE 8-11-15

EXECUTIVE DIRECTOR: _____ DATE _____

TRIBAL COUNCIL: OK DATE 8-11-15

Ted. App

SUBTOTAL

SHIPPING

TOTAL

SHIPPING DATE

NOTES/REMARKS

DATE

ORDER NO.

SHIP VIA

SALES REP.

P.O. NO. SF-

Reserve, Kansas 66434

Phone (785) 742-7471 • Fax (785) 742-3785

PURCHASE ORDER

SHIPPING INFORMATION

Name Shirley Ann King

Address _____

City _____ St _____ Zip _____

Phone _____

[illegible]

DATE 5-13-15

DATE _____

DATE 8-11-18

TOTAL

- SHIPPING DATE -

NOTES/REMARKS

SALES REP.

SAC AND FOX
HWY 75
POWERTAN ES.

AUG 27, 2015 5:10 PM

SYSTEM STATUS REPORT

T 3: INVALID FUEL LEVEL
T 3: PROBE OUT
T 3: COLD INCR RATE WARN
T 5: LOW PRODUCT ALARM
T 5: INVALID FUEL LEVEL
T 5: DELIVERY NEEDED
T 5: NO COLD FILL TIME
T 5: COLD FILL RATE WARN

INVENTORY REPORT

T 1: PREMIUM UNLEADED
VOLUME = 1909 GALS
ULLAGE = 6150 GALS
90% ULLAGE = 5344 GALS
T2 VOLUME = 1892 GALS
HT = 26.75 INCHES
R VOL = 0 GALS
R = 0.00 INCHES
P = 72.3 DEG F

UNLEADED

UME = 4593 GALS
AGE = 2466 GALS
ULLAGE = 1760 GALS
VOLUME = 4548 GALS
3HT = 74.00 INCHES
ER VOL = 0 GALS
ER = 0.00 INCHES
P = 73.9 DEG F

WEST DIESEL

UME = 5104 GALS
AGE = 4884 GALS
ULLAGE = 3885 GALS
VOLUME = 5073 GALS
HEIGHT = 60.65 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 73.2 DEG F

T 5: SOUTH MIDGRADE

T 5: INVALID FUEL LEVEL
VOL INVALID = 447 GALS
ULLAGE = 11148 GALS
90% ULLAGE = 9988 GALS
T2 VOLUME = 442 GALS
HT INVALID = 7.13 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 73.7 DEG F

T 6: EAST DIESEL

VOLUME = 3342 GALS
ULLAGE = 8253 GALS
90% ULLAGE = 7093 GALS
T2 VOLUME = 3327 GALS
HEIGHT = 30.67 INCHES
WATER VOL = 0 GALS
WATER = 0.00 INCHES
TEMP = 69.5 DEG F

MANIFESTED TANKS

INVENTORY TOTALS
T 3: NORTH MIDGRADE
T 3: INVALID FUEL LEVEL
T 3: SOUTH MIDGRADE
T 3: INVALID FUEL LEVEL
UME = 447 GALS
VOLUME = 442 GALS

WEST DIESEL

WEST DIESEL
UME = 8446 GALS
VOLUME = 8400 GALS

*** END ***

442 recovered
50 recovered

8/27/15 Ethan came to Repair S tank
found NO damage to tank itself. Disconnected
manifold so tank could be put to use.
See tank reading for fuel reclaimed towards
1339. gal unaccounted for water. Fuel was
delivered and Josh returned 8/28/15 to flush
lines so we can start using South tank.
Josh recovered another 50 gal when he purged the
lines.



11904 Grandview Road Grandview, Missouri 64030

Telephone: 913 894-4000

www.terrnext.net

February 16, 2016

Mr. Robert Trump
Total Petroleum Services
16601 W. 132nd Circle
Olathe, Kansas 66062

RE: Conceptual Site Model (CSM) / Soil Vapor Screening & Modeling / Monitoring
Well Installation / Groundwater Sampling Costs
Sac & Fox Truck Stop
1346 US 75 Highway
Powhattan, Kansas

Dear Mr. Trump:

Terranext is pleased to provide costs to install 5 permanent monitoring wells, collect groundwater samples, complete an initial conceptual site model (CSM), screen and model groundwater data to determine soil vapor inhalation risk at the Sac & Fox Truck Stop site in Powhattan, Kansas.

Objectives

The objective of the installation of 5 monitoring wells and associated groundwater sampling is to delineate groundwater impacts at the site and to determine the magnitude of the impacts. The objective of the CSM is to provide a description of relevant site features and the surface and subsurface conditions to understand potential migration pathways and potential receptors of chemicals of concern (COC) and the risk they pose to receptors. The objective of the groundwater screening and modeling is to determine if there is a soil vapor inhalation risk to receptors at the site.

Monitoring Well Installation and Groundwater Sampling

Terranext and drilling subcontractor RAZEK Environmental will install 5 monitoring wells whose proposed locations are shown in Figure 1. The wells will be completed in accordance to the Kansas Department of Health and Environment (KDHE) standards and based on the initial site investigation should determine the extent and magnitude of the impacted groundwater due to the failed underground storage tank (UST). Terranext will field screen the soil to determine the extent of impact but, unless requested, will not collect soil samples for laboratory analysis to determine the magnitude of any impact as contamination migration is primarily through groundwater and not the soil. Terranext will utilize KDHE's Tier 2 non-residential risk-based screening values when comparing groundwater impacts to cleanup criteria and to determine any necessary action. Additional wells may be necessary if, in the field, the perimeter monitoring well locations show impacts by field screening and observation as the perimeter monitoring wells cannot be impacted if one is delineate the extent of impact. The monitoring wells will also be able to be used for future groundwater monitoring

7
7
Decided
not necessary
see est in all
as 129.00
from meeting
say THIS WILL
NOW
CHANGE
only need
1 or 2
more
wells

Mr. Robert Trump
Total Petroleum Services
February 16, 2016
Page 2

Conceptual Site Model (CSM)

Terranext will prepare an initial conceptual site model. The CSM will represent the site and area of concern, contaminant sources, the environmental media that have been impacted, and the processes that determine transport of contaminants to potential receptors. The CSM will include, but not be limited to:

- Site characteristics
- Potential receptors
- Potential exposure pathways
- Land use survey
- Water well survey
- Exposure risks

The conceptual site model is an iterative tool that should be developed and refined as information is obtained throughout the site investigation and any remediation activities.

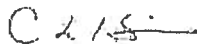
Soil Vapor Screening & Modeling

Terranext will use groundwater data and site characteristic information to screen and model soil vapor risk due to COCs utilizing the EPA on-line Johnson & Ettinger (J&E) calculator and EPA's Risk-Based Screening Generic Table for Commercial Air. Terranext will use the standard cancer risk value of $1E-06$ and a hazard quotient value of 1 to determine risk and any necessary action.

Terranext appreciates the opportunity to work with TPS on this project and if you have any questions or require additional information, please call me at (913) 894-4000.

Sincerely,

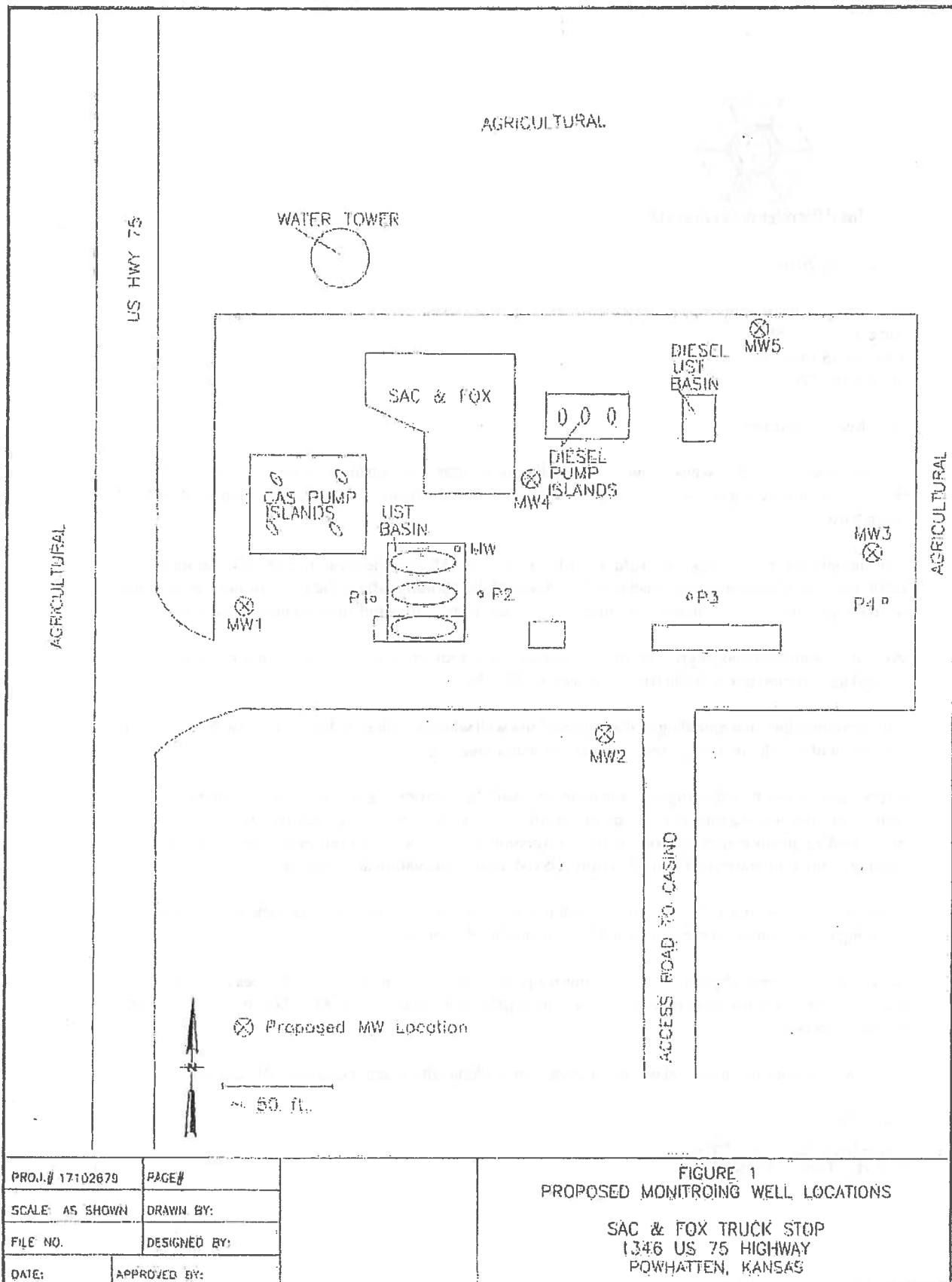
TERRANEXT, LLC

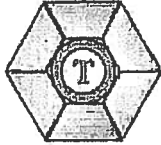


Christopher Kinn, PG
Director, Midwest Operations

ATTACHMENT A

Figure





Total Petroleum Services LLC

January 21, 2016

Ms. Theresa Armbruster
Sac & Fox Truck Stop
1346 US 75 Highway
Powhattan, KS

Dear Ms. Armbruster:

Per our conversation this week I have attached the invoice for work performed, the cost estimate for this invoice, and a complete Site Investigation Report prepared by our Geologist Mr. Christopher Kinn of Terra Next.

It is the opinion of Terra Next and Total Petroleum Services LLC that the level of contaminants above KDHE risk based levels do pose a risk and the source of the contamination, the tank, should be removed from the ground and any subsequent contaminated soil from within and surrounding the tank pit.

We recommend installing 5 ground water monitoring wells for the specific purpose of monitoring natural attenuation of contaminants remaining on this site.

It is recommended that sampling and analysis of the well which supplies water to the Tower adjacent to and North of the site be completed as a precautionary measure.

It is recommended that the original tank installer, MAC Corporation, be contacted and request a proposal to remove the tank in question along with any contaminated soils. Due to the close proximity of the tank in question to additional UST(s) it is recommended MAC Corporation bring in an expert in shoring to prevent any movement of existing UST(s) during excavation and back fill.

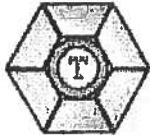
Total Petroleum Service LLC and its Geological firm will be on site during the tank removal and provide sampling of soils within the tank pit per KDHE recommended practice.

We are in the process of putting together our proposal to provide the necessary services as outlined above excluding the actual tank removal and soil disposal to be provided by MAC Corporation or others as Sac & Fox sees fit.

Thank you for your business and we look forward to working with you to complete this project.

Sincerely,


Robert L. Trump - President



Total Petroleum Services LLC
16601 W 132nd Circle
Olathe, KS 66062

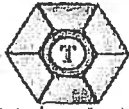
Invoice

Phone #		Fax #		Web		E-mail		Date	Invoice #
913-461-5985		913-948-9532		www.totalpetroleumservices.com		itrump@totalpetroleumservices.com		1/21/2016	1466
Bill To				Ship To					
Sac & Fox Theresa Armbruster 1346 US 75 Powhattan, KS 66527				Sac & Fox Theresa Armbruster 1346 US 75 Powhattan, KS 66527					
P.O. No.				Terms		Project			
Theresa A.				Due on receipt		15110			

Quantity	Description	Rate	Amount
1	Site Characterization per Cost Estimate dated 9/18/2015 attached	6,605.00	6,605.00

We appreciate your prompt payment.

	Payments/Credits	\$0.00
	Balance Due	\$6,605.00



Total Petroleum Services LLC

SITE CHARACTERIZATION COST ESTIMATE

Total Petroleum Services LLC - Project Team Leader

Date: 9/18/2015

Terranext, LLC - Project Geologist

Project Name - Sac & Fox

Project Location - Powhattan, KS

	Rate	Unit	Quantity	Cost
Site Characterization - Field Work				
Geologist	\$75.00	Hour	14	\$1,050.00
Pick-Up	\$60.00	Day	1	\$60.00
Water Level Meter	\$20.00	Day	1	\$20.00
Subsurface Drilling 4 Temporary Piezometers				
Drilling and Site Utility Locates	\$3,300.00	Day	1	\$3,300.00
Laboratory Analytical Testing				
Ground Water				
BTEX, Naph, Oxygenates & TPH GRO (Method 8260B) Standard Turnaround	\$125	Sample	5	\$625.00
Subsurface Investigation				
SUB TOTAL.				\$5,055.00

Site Characterization - Report/Project Management

Project Manager	\$250.00	Lump Sum	1	\$250.00
Project Geologist	\$1,300.00	Lump Sum	1	\$1,300.00
Report Preparation				\$1,550.00

Sac & Fox Acceptance

Authorized Signature: _____

Date: _____

Subsurface Investigation \$5,055.00

Report Preparation \$1,550.00

Total Cost Estimate \$6,605.00

Drouare, Douglas

From: Drouare, Douglas
Sent: Tuesday, June 21, 2016 7:08 AM
To: 'Sac & Fox Truck Stop'; egreen@sacandfoxcasino.com; 'M.Junker'; lisa.montgomery@sacfoxenviro.org
Cc: Hayes, Scott; Pomes, Michael; Wilfredo Rosado-Chaparro; Raymond Bosch
Subject: RE: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop

Importance: High

Categories: EZ Record - Shared
Tracking: Recipient

Delivery

'Sac & Fox Truck Stop'

egreen@sacandfoxcasino.com

'M.Junker'

lisa.montgomery@sacfoxenviro.org

Hayes, Scott

Delivered: 6/21/2016 7:08 AM

Pomes, Michael

Delivered: 6/21/2016 7:08 AM

Wilfredo Rosado-Chaparro

Delivered: 6/21/2016 7:08 AM

Raymond Bosch

Delivered: 6/21/2016 7:08 AM

Thank you for the update. Where are the technical reports related to free product recovery and the investigation of the degree and extent of impact? We have received no regulatory reporting since the Fall of last year. I will be meeting with management in the near future to discuss enforcement options for a number of sites. Without proof of progress on investigating and cleaning up the release from this leaking underground storage tank I will have few options but to recommend commencing the initial steps for enforcement action.

Douglas E. Drouare, CPG
USEPA, Region 7, AWMD - STOP
11201 Renner Boulevard
Lenexa, Kansas 66219
(913) 551-7299
drouare.douglas@epa.gov

-----Original Message-----

From: Sac & Fox Truck Stop [mailto:sacfoxtsmgr@jbntelco.com]
Sent: Monday, June 20, 2016 4:58 PM
To: Drouare, Douglas <drouare.douglas@epa.gov>; egreen@sacandfoxcasino.com
Subject: RE: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop

Doug,

M.A.C. Corporation will be exposing ruptured fuel tank at Sac and Fox Truck Stop on July 11, 2016. Robert Trump with Total Petroleum will be present for any remediation that will be required.

Sincerely,

Theresa Armbruster
Manager, Sac and Fox Truck Stop

-----Original Message-----

From: Drouare, Douglas [mailto:drouare.douglas@epa.gov]
Sent: Wednesday, April 20, 2016 9:06 AM
Subject: RE: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop

Received: from asg.havilandtelco.com (asg.havilandtelco.com [64.71.218.101])
by admin.havilandtelco.com (Postfix) with ESMTP id 64F6A56BB921
for <sacfoxtsmgr@jbntelco.com>; Wed, 20 Apr 2016 09:06:16 -0500

(CDT)

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by asg.havilandtelco.com
with esmtps (TLSv1:AES256-SHA:256) (Exim 4.82_1-5b7a7c0-XX)
(envelope-from <drouare.douglas@epa.gov>)
id 1asslh-0006UT-0w for sacfoxtsmgr@jbntelco.com;
Wed, 20 Apr 2016 09:06:14 -0500

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X-RC-FROM: <drouare.douglas@epa.gov>

X-RC-RCPT: <sacfoxtsmgr@jbntelco.com>

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id 15.01.0466.023; Wed, 20 Apr 2016 14:06:03 +0000

From: "Drouare, Douglas" <drouare.douglas@epa.gov>

To: "mark.junker@sacfoxenviro.org" <mark.junker@sacfoxenviro.org>,
Sac & Fox Truck Stop <sacfoxtsmgr@jbntelco.com>, L.Montgomery

CC: "Hayes, Scott" <Hayes.Scott@epa.gov>, "Bosch, Raymond"
<Bosch.Raymond@epa.gov>

Subject: RE: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop

Thread-Topic: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop

Thread-Index: AQHRmwfmYADliPERRBOi6rEcZJi455+S5Akg

Date: Wed, 20 Apr 2016 14:06:03 +0000

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com>

References: <7xey5u04vv3wx78tau048ydj.1461158640102@email.android.com>
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Drouare, Douglas

From: Pomes, Michael
Sent: Thursday, June 09, 2016 4:35 PM
To: Drouare, Douglas
Cc: Rosado-Chaparro, Wilfredo; Hayes, Scott
Subject: Quick word on the Sac & Fox Truck Stop

Categories: EZ Record - Shared

Doug—

Theresa Armbruster met with us during the UST Compliance Assistance Inspection of the Sac & Fox Ob Stop on 6/6/2016. We spoke about the collapsed UST and steps they are taking to remedy the situation. The big take away is that Ms. Armbruster is trying to get all interested parties to the Truck Stop on Monday, June 13, because she will have contractors there to uncover the tank. Representatives from the insurance company, the installer, tank manufacturer are expected to be on-site.

As for the tank, it's Tank 3 that failed, not Tank 5 that I originally thought. Right now, Tank 3 is properly Temped-out to the point of having the product line disconnected, the fill cap locked, and a sign is attached to the fill pipe stating that the tank is out of service. They have a copy of the internal video inspection showing that the tank ruptured and that there is gravel on the bottom.

Besides mentioning that they have the tank video, Ms. Armbruster did have a substantial stack of documents, reports, and pictures that relate to the tank failure and work that has taken place up to that point. Soil testing and plume delineation has taken place so they're past the initial site characterization phase. They cannot make plans for remediation until the tank is uncovered and they decide if they can repair or remove the USTs. I don't know why we're not getting all of this information either from Ms. Armbruster or their consultant – the information is available. I also don't know why they have not sent it along. In the end things will get cleared up.

Anyway, that's all I have for now. (This is the longest time the wifi has consistently worked!!!)

Thanks,

Michael L. Pomes, Ph.D., L.G.
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Enforcement, Inspection and Compliance Section
Chemical and Oil Release Prevention Branch
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Kansas Licensed Geologist no. 168

Drouare, Douglas

From: Drouare, Douglas
Sent: Tuesday, May 31, 2016 1:46 PM
To: Pomes, Michael; Hayes, Scott; Holder, Stanley; Bustos, Patrick
Subject: RE: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post

Categories: EZ Record - Shared

I spoke with Ms. Montgomery via phone this morning. I made it clear to her that we had not received any reports from her since September of last year. It had been indicated to us by Mark Junker (tribal brownfields) and Theresa Armbruster (truck stop manager) that additional work had been done at the site since then. I made it clear to her that we needed to see the technical reports related to any and all work related to free product recovery and the investigation of the release if we were to accurately evaluate the compliance situation. I could hear her leafing through and she verbally referenced the example report I had sent her to familiarize her with what we are looking for. She seemed a little lost so I guided her toward her consultant and insurance company (FR provider) who should be able to assist her produce or locate the documents...if they exist.

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drouare.douglas@epa.gov

From: Drouare, Douglas
Sent: Tuesday, May 31, 2016 1:37 PM
To: Pomes, Michael <pomes.michael@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>
Subject: RE: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post

They addressed the first two bullet points. We were generous in accepting the 20 Day and 45 Day Reports as electronic mails with simple bullet points. Typically, these reports are put together by specialized and experienced consultants and are quite technical and detailed. In this case, the manager of the truck stop put them together by presenting the information in simple bullet points on in an electronic mail. They barely passed muster with us.

The 45 Day Report was submitted in September of 2015. That is the last report we received from them.

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From: Pomes, Michael
Sent: Tuesday, May 31, 2016 11:01 AM
To: Drouare, Douglas <drouare.douglas@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>

Cc: Rosado-Chaparro, Wilfredo <Rosado-Chaparro.Wilfredo@epa.gov>; Fabin, Craig <Fabin.Craig@epa.gov>

Subject: RE: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post

Looks like I've been drawn to this – there really has been no notification made about what's been happening with the Sac & Fox Truck Stop since they reported the tank failure to us. Here's what we are dealing with—

- 40 CFR 280.62 (b) – report of initial abatement measures and site check made to the implementing agency within 20 days of a confirmed release
- 40 CFR 280.63 (b) – initial site characterization report made to the implementing agency within 45 days of a confirmed release
- 40 CFR 280.66 – a corrective action plan gets submitted to the implementing agency according to a format and schedule established by the implementing agency

What we're doing at the Sac and Fox Truck Stop on Monday is a compliance assistance inspection. However, they have been deficient in their following the regulations for the reporting of releases.

Let me know if I'm on track with the deficiencies and if I need to reply to Lisa.

Michael L. Pomes, Ph.D., L.G.
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NACE Cathodic Protection Technician Cert. No. 9100

From: Drouare, Douglas
Sent: Tuesday, May 31, 2016 10:02 AM
To: Pomes, Michael <pomes.michael@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>
Subject: RE: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post
Importance: High

I just called Lisa back. She was not in so I left her a voice mail message. It will be interesting to hear what has developed.

So they had a meeting, that I supposedly requested, without me. How much sense does that make? The fact remains that they have not provided us with any technical reports regarding their investigation and corrective action activities since last year. We have asked them on multiple occasions to do so and have even provided them with examples. As far

as I am concerned they are out of compliance until they do. What actions we take and if/when we take them is up to management. Maybe she is calling to say they have those reports?

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From: L.Montgomery [<mailto:lisa.montgomery@sacfoxenviro.org>]
Sent: Tuesday, May 31, 2016 9:37 AM
To: Pomes, Michael <pomes.michael@epa.gov>; mark.junker@sacfoxenviro.org
Cc: Rosado-Chaparro, Wilfredo <Rosado-Chaparro.Wilfredo@epa.gov>; Drouare, Douglas <drouare.douglas@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>; mark.junker@sacfoxenviro.org; sacfoxtsmgr@jbntelco.com
Subject: RE: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post

Michael,

It was nice talking to you last week. We have received your email and have made requests for the documentation you requested. I noticed Douglas Drouare commented on the email about the lack of correspondence he has had with us regarding the leaking storage tank. We had a meeting at Doug's request with Teresa Armbruster, Mark Junker, and Tribal Chairperson Edmore Green on May 11th: Doug was unable to attend the meeting, so he may feel like he is a bit out of the loop. We can discuss the storage tank failure and the steps that all parties involved have taken to remedy the situation on June 6.

Thank you,

Lisa Montgomery

Environmental Director
Sac and Fox Nation of Missouri in Kansas and Nebraska
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(785) 288-8288 (Mobile)
(785) 742-2180 (Fax)
lisa.montgomery@sacfoxenviro.org

From: Pomes, Michael [<mailto:pomes.michael@epa.gov>]
Sent: Thursday, May 26, 2016 10:47 AM
To: lisa.montgomery@sacfoxenviro.org
Cc: Rosado-Chaparro, Wilfredo <Rosado-Chaparro.Wilfredo@epa.gov>; Drouare, Douglas <drouare.douglas@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>; mark.junker@sacfoxenviro.org; sacfoxtsmgr@jbntelco.com
Subject: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post

Lisa—

I am writing this email to confirm from our conversation yesterday that EPA will be conducting compliance assistance UST inspections on June 6 at the Sac & Fox Truck Stop and Trading Post. We'll be arriving around 10 a.m. at the Truck Stop and have tentatively scheduled the Trading Post inspection to start at 2 p.m.

Here's a list of items that we will need for our records review at the Truck Stop:

- 12 months of release detection records starting in June and going back to June of 2015
- 12 months of inventory control
- Copies of the last line tightness test and leak detector function test performed within the last 12 months
- Copy of the most current certificate of insurance that covers cleanup and third party claims resulting from releases from UST
- Records of repairs made to the UST system for the last three years

I did find the file yesterday for the Trading Post, so this list will be a little different:

- 12 months of release detection records starting in June and going back to June of 2015
- 12 months of inventory control
- Copies of the last line tightness test and leak detector function test performed within the last 12 months
- Copies of the last two cathodic protection tests (these are required every three years)
- Copy of the most current certificate of insurance that covers cleanup and third party claims resulting from releases from USTs
- Records of repairs made to the UST system for the last three years

Be sure to email or call me if any questions come up between now and June 6.

Thanks,

Michael L. Pomes, Ph.D., L.G.
Environmental Scientist
Enforcement, Inspection and Compliance Section
Chemical and Oil Release Prevention Branch
Air and Waste Management Division

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Kansas Licensed Geologist no. 168
NACE Cathodic Protection Technician Cert. No. 9100

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Version: 2016.0.7497 / Virus Database: 4591/12334 - Release Date: 05/31/16

Drouare, Douglas

From: Drouare, Douglas
Sent: Tuesday, May 31, 2016 1:37 PM
To: Pomes, Michael; Hayes, Scott; Holder, Stanley; Bustos, Patrick
Subject: RE: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post

Categories: EZ Record - Shared

They addressed the first two bullet points. We were generous in accepting the 20 Day and 45 Day Reports as electronic mails with simple bullet points. Typically, these reports are put together by specialized and experienced consultants and are quite technical and detailed. In this case, the manager of the truck stop put them together by presenting the information in simple bullet points on in an electronic mail. They barely passed muster with us.

The 45 Day Report was submitted in September of 2015. That is the last report we received from them.

Douglas E. Drouare, CPG
USEPA, Region 7, AWMD - STOP
11201 Renner Boulevard
Lenexa, Kansas 66219
(913) 551-7299
drouare.douglas@epa.gov

From: Pomes, Michael
Sent: Tuesday, May 31, 2016 11:01 AM
To: Drouare, Douglas <drouare.douglas@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>
Cc: Rosado-Chaparro, Wilfredo <Rosado-Chaparro.Wilfredo@epa.gov>; Fabin, Craig <Fabin.Craig@epa.gov>
Subject: RE: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post

Looks like I've been drawn to this – there really has been no notification made about what's been happening with the Sac & Fox Truck Stop since they reported the tank failure to us. Here's what we are dealing with—

- 40 CFR 280.62 (b) – report of initial abatement measures and site check made to the implementing agency within 20 days of a confirmed release
- 40 CFR 280.63 (b) – initial site characterization report made to the implementing agency within 45 days of a confirmed release
- 40 CFR 280.66 – a corrective action plan gets submitted to the implementing agency according to a format and schedule established by the implementing agency

What we're doing at the Sac and Fox Truck Stop on Monday is a compliance assistance inspection. However, they have been deficient in their following the regulations for the reporting of releases.

Let me know if I'm on track with the deficiencies and if I need to reply to Lisa.

Michael L. Pomes, Ph.D., L.G.
Environmental Scientist
Enforcement, Inspection and Compliance Section

Chemical and Oil Release Prevention Branch
Air and Waste Management Division

U.S. Environmental Protection Agency Region 7
AWMD/CORP/EICS
11201 Renner Boulevard
Lenexa, Kansas 66219
pomes.michael@epa.gov

Phone: 913-551-7216

Kansas Licensed Geologist no. 168
NACE Cathodic Protection Technician Cert. No. 9100

From: Drouare, Douglas
Sent: Tuesday, May 31, 2016 10:02 AM
To: Pomes, Michael <pomes.michael@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>
Subject: RE: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post
Importance: High

I just called Lisa back. She was not in so I left her a voice mail message. It will be interesting to hear what has developed.

So they had a meeting, that I supposedly requested, without me. How much sense does that make? The fact remains that they have not provided us with any technical reports regarding their investigation and corrective action activities since last year. We have asked them on multiple occasions to do so and have even provided them with examples. As far as I am concerned they are out if compliance until they do. What actions we take and if/when we take them is up to management. Maybe she is calling to say they have those reports?

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drouare.douglas@epa.gov

From: L.Montgomery [<mailto:lisa.montgomery@sacfoxenviro.org>]
Sent: Tuesday, May 31, 2016 9:37 AM
To: Pomes, Michael <pomes.michael@epa.gov>; mark.junker@sacfoxenviro.org
Cc: Rosado-Chaparro, Wilfredo <Rosado-Chaparro.Wilfredo@epa.gov>; Drouare, Douglas <drouare.douglas@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>; mark.junker@sacfoxenviro.org; sacfoxtsmgr@jbntelco.com
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out of the loop. We can discuss the storage tank failure and the steps that all parties involved have taken to remedy the situation on June 6.

Thank you,

Lisa Montgomery

Environmental Director

Sac and Fox Nation of Missouri in Kansas and Nebraska

(785) 742-4705

(785) 288-8288 (Mobile)

(785) 742-2180 (Fax)

lisa.montgomery@sacfoxenviro.org

From: Pomes, Michael [<mailto:pomes.michael@epa.gov>]

Sent: Thursday, May 26, 2016 10:47 AM

To: lisa.montgomery@sacfoxenviro.org

Cc: Rosado-Chaparro, Wilfredo <Rosado-Chaparro.Wilfredo@epa.gov>; Drouare, Douglas <drouare.douglas@epa.gov>;

Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick

<Bustos.Patrick@epa.gov>; mark.junker@sacfoxenviro.org; sacfoxtsmgr@jbntelco.com

Subject: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post

Lisa—

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Be sure to email or call me if any questions come up between now and June 6.

Thanks,

Michael L. Pomes, Ph.D., L.G.
Environmental Scientist
Enforcement, Inspection and Compliance Section
Chemical and Oil Release Prevention Branch
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Drouare, Douglas

From: Drouare, Douglas
Sent: Tuesday, May 31, 2016 10:02 AM
To: Pomes, Michael; Hayes, Scott; Holder, Stanley; Patrick Bustos
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Importance: High

Categories: EZ Record - Shared

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Cc: Rosado-Chaparro, Wilfredo <Rosado-Chaparro.Wilfredo@epa.gov>; Drouare, Douglas <drouare.douglas@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>; mark.junker@sacfoxenviro.org; sacfoxtsmgr@ibntelco.com
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Air and Waste Management Division

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From: L.Montgomery <lisa.montgomery@sacfoxenviro.org>
Sent: Tuesday, May 31, 2016 9:37 AM
To: Pomes, Michael; mark.junker@sacfoxenviro.org
Cc: Rosado-Chaparro, Wilfredo; Drouare, Douglas; Hayes, Scott; Holder, Stanley; Bustos, Patrick; mark.junker@sacfoxenviro.org; sacfoxtsmgr@jbntelco.com
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Drouare, Douglas

From: Drouare, Douglas
Sent: Friday, May 27, 2016 8:11 AM
To: Pomes, Michael; lisa.montgomery@sacfoxenviro.org
Cc: Hayes, Scott; Holder, Stanley; Raymond Bosch
Subject: RE: UST Compliance Assistance Inspections on June 6 at the Sac & Fox Truck Stop and Trading Post

Categories: EZ Record - Shared

Michael,

While performing your inspection please keep in mind that the Sac & Fox Trick Stop is a leaking underground storage tank site. The owner/operator has been non-responsive to numerous requests for reporting updates for months and could be considered non-compliant and subject to enforcement action at the discretion of the USEPA, Region 7.

Douglas E. Drouare, CPG
USEPA, Region 7, AWMD - STOP
11201 Renner Boulevard
Lenexa, Kansas 66219
(913) 551-7299
drouare.douglas@epa.gov

From: Pomes, Michael
Sent: Friday, May 27, 2016 7:59 AM
To: lisa.montgomery@sacfoxenviro.org
Cc: Rosado-Chaparro, Wilfredo <Rosado-Chaparro.Wilfredo@epa.gov>; Drouare, Douglas <drouare.douglas@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Holder, Stanley <Holder.Stanley@epa.gov>; Bustos, Patrick <Bustos.Patrick@epa.gov>; mark.junker@sacfoxenviro.org; sacfoxtsmgr@jbntelco.com
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pomes.michael@epa.gov

Phone: 913-551-7216

Kansas Licensed Geologist no. 168
NACE Cathodic Protection Technician Cert. No. 9100

Drouare, Douglas

From: Chris Kinn <ckinn@terranext.net>
Sent: Thursday, April 21, 2016 10:19 AM
To: Drouare, Douglas
Subject: RE: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop

Categories: EZ Record - Shared

Hi Douglas,

We at Terranext have contracted with Total Petroleum Services to provide geologic services (monitoring well installation, sampling, etc.) in association with closure activities at the site.

Christopher Kinn, PG
Director, Midwest Operations

Terranext
Tel: 913-894-4000
www.terranext.net

From: Drouare, Douglas [mailto:drouare.douglas@epa.gov]
Sent: Wednesday, April 20, 2016 7:45 AM
To: rtrump@totalpetroleumservices.com; mark.junker@sacfoxenviro.org; Sac & Fox Truck Stop; L.Montgomery
Cc: Randy Carlson; Scott O'Neal; mmeerian@kdheks.gov; Hayes, Scott; Bosch, Raymond; koorus.tahghighi@amec.com; ckinn@terranext.net
Subject: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop
Importance: High

All,

For those of you who do not know me, I am the geologist charged with the regulatory oversight of this LUST site. We have been monitoring the situation since shortly after receiving notification of the release. We understand that the UST system that leaked has been taken out of service and that some free product recovery has been performed. We have been in contact with the manager of the station and tribal representatives. We have not received an update on the status of the investigation/clean-up for a number of months. Our latest exchange of electronic mail with the tribe (earlier this month) indicated that an update was forthcoming. *We are expecting to receive detailed reporting on investigation/clean-up activities performed to date and a work plan for any work necessary to advance the project to closure.* While we do not approve/disapprove work plans we may offer comments to help advance the work being done. USEPA has regulatory jurisdiction over these matters on tribal lands. Investigation and clean-up responsibilities are detailed in 40 CFR, Part 280. We do accept State of Kansas protocols for advancing the site toward closure.

Since there are a few of you included in this e-mail that I have not exchanged comments with before, I would appreciate some clarification on who you are and what your role in this project is.

If you have any questions please feel free to contact me.

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drouare.douglas@epa.gov

Drouare, Douglas

From: Drouare, Douglas
Sent: Wednesday, April 20, 2016 9:06 AM
To: mark.junker@sacfoxenviro.org; Sac & Fox Truck Stop; L.Montgomery
Cc: Hayes, Scott; Bosch, Raymond
Subject: RE: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop

Categories: EZ Record - Shared

I have removed some parties from this e-mail chain as they likely do not need to be troubled further with follow-up questions. I believe we are starting to get a handle on the players involved in this project.

However, we do have some questions...

From what I understand, Ace-Chub is an insurer for the Sac & Fox Truck Stop that is paying at least some of the bills and Antea Group is their environmental consultant ... is that correct???

What is the role of the Crawford Group??? Whoever they are, it appears that AMEC is their environmental consultant ... is that correct???

Douglas E. Drouare, CPG
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11201 Renner Boulevard
Lenexa, Kansas 66219
(913) 551-7299
drouare.douglas@epa.gov

From: Robert L. Trump [mailto:rtrump@totalpetroleumservices.com]
Sent: Wednesday, April 20, 2016 8:24 AM
To: Drouare, Douglas <drouare.douglas@epa.gov>; mark.junker@sacfoxenviro.org; Sac & Fox Truck Stop <sacfoxtsmgr@jbtelco.com>; L.Montgomery <lisa.montgomery@sacfoxenviro.org>
Cc: Randy Carlson <rcarlson@kdheks.gov>; Scott O'Neal <soneal@kdheks.gov>; mmeerian@kdheks.gov; Hayes, Scott <Hayes.Scott@epa.gov>; Bosch, Raymond <Bosch.Raymond@epa.gov>; koorus.tahghighi@amec.com; ckinn@terranext.net
Subject: RE: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop

Good morning,

Robert Trump, Total Petroleum Services LLC responding. We were contracted to remove free product and contaminated waters from the LUST in question.

Since then we have performed exploratory work with temporary peizometers to ascertain the geology of the subsurface and gain insight into the outer boundaries of contamination.

In March a meeting with Sac & Fox, Total Petroleum, Representatives from insuring parties, our contracted geologist Terranext, and the original installer MAC was held to form a concesus between the parties for the next steps.

At that time MAC put forward a work plan to excavate the Northern area of the tank so a representative from Xerxes, tank manufacturer, could make a determination regarding cause of breach and possible repair of tank.

Total Petroleum advanced a work plan to support the excavation activities with a Vac system to remove any additional free product and/or ground water during excavation and inspection and/or repairs.

Total Petroleum/Terranext also advanced a work plan for soil vapor monitoring and installation of permanent monitoring wells for extended ground water sampling.

To date: Antea Group has approved Total Petroleum's work plan on behalf of Ace-Chub insurers and we have received an approval letter from Chub this week.

We were contacted last Friday by AMEC Environmental who we learned has now been retained by Crawford Group to also review all plans to determine if they are reasonable. A conference call was held Monday between AMEC, Total Petroleum Services, and Terranext, to explain our work plan for remedial activities.

As of today, we have not received this approval from AMEC/Crawford to move forward.

We also do not know if MAC has submitted their work plan for tank inspection by excavation, flowable fill closure, or complete tank removal.

I will be out of the office until Friday. I am reachable by cell, text, or email to answer any questions you may have.

Sincerely,

Robert L Trump
President
Total Petroleum Services LLC
913-461-5985
www.totalpetroleumservices.com

Sent from my Sprint Samsung Galaxy® Note 4.

----- Original message -----

From: "Drouare, Douglas" <drouare.douglas@epa.gov>

Date: 4/20/16 7:45 AM (GMT-06:00)

To: rtrump@totalpetroleumservices.com, mark.junker@sacfoxenviro.org, Sac & Fox Truck Stop
<sacfoxtsmgr@jbtelco.com>, "L.Montgomery" <lisa.montgomery@sacfoxenviro.org>

Cc: Randy Carlson <rcarlson@kdheks.gov>, Scott O'Neal <soneal@kdheks.gov>, mmeerian@kdheks.gov,
"Hayes, Scott" <Hayes.Scott@epa.gov>, "Bosch, Raymond" <Bosch.Raymond@epa.gov>,
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To: Drouare, Douglas; mark.junker@sacfoxenviro.org; Sac & Fox Truck Stop; L.Montgomery
Cc: Randy Carlson; Scott O'Neal; mmeerian@kdheks.gov; Hayes, Scott; Bosch, Raymond; koorus.tahghighi@amec.com; ckinnt@terranext.net
Subject: RE: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop
Categories: EZ Record - Shared

Good morning,

Robert Trump, Total Petroleum Services LLC responding. We were contracted to remove free product and contaminated waters from the LUST in question.

Since then we have performed exploratory work with temporary peizometers to ascertain the geology of the subsurface and gain insight into the outer boundaries of contamination.

In March a meeting with Sac & Fox, Total Petroleum, Representatives from insuring parties, our contracted geologist Terranext, and the original installer MAC was held to form a concensus between the parties for the next steps.

At that time MAC put forward a work plan to excavate the Northern area of the tank so a representative from Xerxes, tank manufacturer, could make a determination regarding cause of breach and possible repair of tank.

Total Petroleum advanced a work plan to support the excavation activities with a Vac system to remove any additional free product and/or ground water during excavation and inspection and/or repairs.

Total Petroleum/Terranext also advanced a work plan for soil vapor monitoring and installation of permanent monitoring wells for extended ground water sampling.

To date: Antea Group has approved Total Petroleums work plan on behalf of Ace-Chub insurers and we have received an approval letter from Chub this week.

We were contacted last Friday by AMEC Environmental who we learned has now been retained by Crawford Group to also review all plans to determine if they are reaonable. A conference call was held Monday between AMEC, Total Petroleum Services, and Terranext, to explain our work plan for remedial activities.

As of today, we have not received this approval from AMEC/Crawford to move forward.

We also do not know if MAC has submitted their work plan for tank inspection by excavation, flowable fill closure, or complete tank removal.

I will be out of the office until Friday. I am reachable by cell, text, or email to answer any questions you may have.

Sincerely,

Robert L Trump
President

Total Petroleum Services LLC
913-461-5985
www.totalpetroleumservices.com

Sent from my Sprint Samsung Galaxy® Note 4.

----- Original message -----

From: "Drouare, Douglas" <drouare.douglas@epa.gov>

Date: 4/20/16 7:45 AM (GMT-06:00)

To: rtrump@totalpetroleumservices.com, mark.junker@sacfoxenviro.org, Sac & Fox Truck Stop
<sacfoxtsmgr@jbntelco.com>, "L.Montgomery" <lisa.montgomery@sacfoxenviro.org>

Cc: Randy Carlson <rcarlson@kdheks.gov>, Scott O'Neal <soneal@kdheks.gov>, mmeerian@kdheks.gov,
"Hayes, Scott" <Hayes.Scott@epa.gov>, "Bosch, Raymond" <Bosch.Raymond@epa.gov>,

koorus.tahghighi@amec.com, ckinn@terranext.net

Subject: Leaking Underground Storage Tank Site - Sac & Fox Truck Stop

All,

For those of you who do not know me, I am the geologist charged with the regulatory oversight of this LUST site. We have been monitoring the situation since shortly after receiving notification of the release. We understand that the UST system that leaked has been taken out of service and that some free product recovery has been performed. We have been in contact with the manager of the station and tribal representatives. We have not received an update on the status of the investigation/clean-up for a number of months. Our latest exchange of electronic mail with the tribe (earlier this month) indicated that an update was forthcoming. *We are expecting to receive detailed reporting on investigation/clean-up activities performed to date and a work plan for any work necessary to advance the project to closure.* While we do not approve/disapprove work plans we may offer comments to help advance the work being done. USEPA has regulatory jurisdiction over these matters on tribal lands. Investigation and clean-up responsibilities are detailed in 40 CFR, Part 280. We do accept State of Kansas protocols for advancing the site toward closure.

Since there are a few of you included in this e-mail that I have not exchanged comments with before, I would appreciate some clarification on who you are and what your role in this project is.

If you have any questions please feel free to contact me.

Douglas E. Drouare, CPG

USEPA, Region 7, AWMD - STOP

11201 Renner Boulevard

Lenexa, Kansas 66219

(913) 551-7299

drouare.douglas@epa.gov

Drouare, Douglas

From: M.Junker <mark.junker@sacfoxenviro.org>
Sent: Tuesday, September 27, 2016 8:11 AM
To: Drouare, Douglas
Subject: RE: Sac & Fox Truck Stop LUST Situation

Categories: EZ Record - Shared

Thanks Doug. The monitoring wells were sampled last Monday and we are hoping to have some results to share next week.

From: Drouare, Douglas [mailto:drouare.douglas@epa.gov]
Sent: Tuesday, September 27, 2016 7:25 AM
To: mark.junker@sacfoxenviro.org; Sac & Fox Truck Stop; Lisa Montgomery
Subject: Sac & Fox Truck Stop LUST Situation

All,

Here is some contact information for Tom Schruben. Tom led the ASTM effort to develop forensic standards for failed tank systems. He might be helpful.

<http://schruben.com/>

Douglas E. Drouare, CPG
USEPA, Region 7, AWMD - STOP
11201 Renner Boulevard
Lenexa, Kansas 66219
(913) 551-7299
drouare.douglas@epa.gov

From: M.Junker [mailto:mark.junker@sacfoxenviro.org]
Sent: Monday, September 19, 2016 2:06 PM
To: Drouare, Douglas <drouare.douglas@epa.gov>
Cc: Bustos, Patrick <Bustos.Patrick@epa.gov>; Hayes, Scott <Hayes.Scott@epa.gov>; Bosch, Raymond <Bosch.Raymond@epa.gov>; Lisa Montgomery <lisa.montgomery@sacfoxenviro.org>
Subject: RE: Follow Up to Discussion this Morning

Thanks Doug,

Patrick Lisa and I discussed increased USEPA visibility when we toured the site during our RTOC and I shot off a quick email to you about that same time. We were all very frustrated with the delays we had been experiencing and what we perceived as stall tactics. Later when we learned the insurance company expressed to Theresa that their obligation might cease due to the time it took to expose the tank we assumed some of these delays may have been manufactured.

We see no down side to your increased participation. It helps us and the other entities better understand the mindset of EPA. Carolyn Hoskinson echoed that when I spoke to her in August at the Tribal Lands Forum.

Additionally, I think it helps us moving forward with not only this issue but with other concerns unique to tanks in Indian Country.

We were also interested in determining just how and why the tank failed. I had a chance to speak with Robin Davis who worked the State of Utah and has done vapor intrusion work for USEPA and she suggested we might be able to get someone interested in doing a study of our tank. We have at least three different theories floating around and I see major flaws in all of them. Do you know of anyone in the EPA Tank universe who might be interested in trying to help us find an answer?

It was really nice being able to have you, Patrick, Raymond and Scott on the line with us and it will be great seeing this project regain a sense of direction moving forward.

From: Drouare, Douglas [<mailto:drouare.douglas@epa.gov>]

Sent: Monday, September 19, 2016 1:10 PM

To: Sac & Fox Truck Stop; lisa.montgomery@sacfoxenviro.org; mark.junker@sacfoxenviro.org

Cc: Bosch, Raymond; Hayes, Scott; Bustos, Patrick

Subject: Follow Up to Discussion this Morning

After our phone call this morning we continued to discuss the situation at the truck stop and how we could have a beneficial influence. We were wondering if it would be helpful for us to become a participant in the conversations between the parties involved. Perhaps if we participated in your next conference call, or if you scheduled a conference call that we could participate in, the mere weight of our presence may move parties to quicker action. We would not want to be the "lead" entity in the conversation or the sole reason for having the conversation. We would think that you would be the lead and we would be present to listen and comment where appropriate. Perhaps if the mere weight of our presence does not work select comments may. We would think that such a conversation would at least include you, your consultant, the tank manufacturer and your insurance company. What are your thoughts?

Douglas E. Drouare, CPG
USEPA, Region 7, AWMD - STOP
11201 Renner Boulevard
Lenexa, Kansas 66219
(913) 551-7299
drouare.douglas@epa.gov

Drouare, Douglas

From: Sac & Fox Truck Stop <sacfoxtsmgr@jbntelco.com>
Sent: Thursday, September 29, 2016 5:40 PM
To: Drouare, Douglas
Subject: RE: Follow Up to Discussion this Morning
Attachments: Dougdroure.pdf; monitoring wells.pdf

Categories: EZ Record - Shared, Record Saved - Shared

Doug,

Attached is diagram showing additional 2 monitoring wells along with minimal update. I am in favor of any help you could offer to get this situation resolved. This entire situation is ridiculous in reference to insurance companies and containment solutions. It is nothing more than a run around so no one has to pay but they all want a say in how things are to happen. We are required to have all of this insurance but apparently insurance companies really have no obligations other than creating run around. Now because of insurance no one wants to offer reasonable insurance coverage until I receive a letter of No Further Action stating satisfactory closure which insurance has had all of these stipulations and requirements to follow or else, that has kept us from dealing with this situation in a timely matter. I have forwarded requested documentation to insurance companies today, will let them go over this information and respond and then we will discuss putting together a conference call possibly in the next week or two. Containment Solutions is holding my letter of determination which I requested 2 weeks ago until the bill is paid. I told them once again I could not pay until I received back up documentation for their bill which insurance requested. Two weeks ago they told MAC Corp. that they thought they sent it, then they told me that is was in the Engineering Dept. waiting for approval. Some more run around.

Sincerely,

Theresa Armbruster
Manager, Sac and Fox Truck Stop

From: Drouare, Douglas [mailto:drouare.douglas@epa.gov]
Sent: Monday, September 19, 2016 1:10 PM
To: Sac & Fox Truck Stop; lisa.montgomery@sacfoxenviro.org; mark.junker@sacfoxenviro.org
Cc: Bosch, Raymond; Hayes, Scott; Bustos, Patrick
Subject: Follow Up to Discussion this Morning

After our phone call this morning we continued to discuss the situation at the truck stop and how we could have a beneficial influence. We were wondering if it would be helpful for us to become a participant in the conversations between the parties involved. Perhaps if we participated in your next conference call, or if you scheduled a conference call that we could participate in, the mere weight of our presence may move parties to quicker action. We would not want to be the "lead" entity in the conversation or the sole reason for having the conversation. We would think that you would be the lead and we would be present to listen and comment where appropriate. Perhaps if the mere weight of our presence does not work select comments may. We would think that such a conversation would at least include you, your consultant, the tank manufacturer and your insurance company. What are your thoughts?

Douglas E. Drouare, CPG
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11201 Renner Boulevard
Lenexa, Kansas 66219
(913) 551-7299
drouare.douglas@epa.gov

Douglas E Drouare, CPG
USEPA, Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219

August 20, 2015
Revised June 21, 2016
Revised September 16, 2016

RE: Leaking Underground Storage Tank
Sac & Fox Truck Stop
1346 US Hwy 75
Powhattan, Kansas 66527

Dear Mr. Drouare,

Sac and Fox Truckstop was built in 1998 by M.A.C. Corporation, Independence MO. Robert Andrew who is still currently with M.A.C. was involved at the time of construction. Four fuel tanks were installed at that time. Documentation (Attachment 1) show that the tanks were XERXES double wall tanks with a 30 Year warranty.

Here is a timeline of events and actions taken regarding the ruptured fuel tank at Sac and Fox Truck Stop. (Attachment 2) is a diagram of the Truck Stop and where tanks set on the property for reference.

- July 20, 2015 Phone call from staff stating tank alarm was going off at approximately 9:30 p.m. Amanda responded by having them ck fuel levels and the North tank was below alarm level and needed fuel to siphon from the South tank. A few minutes later staff calls back and says alarm is still going off, Amanda then has them check water levels. At this time we now have a vehicle in the parking lot that will not stay running. Immediately all pumps are shut off at approximately 9:35p.m. Any car fueling with midgrade fuel during that 5 minute period would not run. Police, fire, emergency management and all other personnel needed responded. Parking lot was evacuated for everyones safety until we could assess the situation. We knew water was coming from somewhere but had no idea where from. Spent lots of time trying to determine water source. Our tank monitoring print out showed no water in the fuel at the beginning of the day.
- July 22, 2015 Robert Trump with Adler Tank Rentals, brought a Frac tank and pumped approximately 19,000 gallons of fuel and water into the Frac tank. At this time we could tell tank was ruptured and the probe was stuck in the ground from the pressure and that ground water was the responsible water source. At this time fuel needs to separate from water for 2-3 days to determine how much fuel was recovered. Then samples need to be sent for testing.
- July 24, 2015 Robert Trump with Adler returns to take samples of fuel and water for testing. We also determine that on July 20, 2015 Midgrade tank totals were

5,882.00 gallons, we sold 2185.11 gallons of midgrade fuel and that 2357.00 gallons of midgrade fuel was in the Frac tank, (Attachment 3) leaving 1339.89 gallons of midgrade fuel unaccounted for. Water and fuel samples are taken to Pace Analytical.

- July 27, 2015 Results of fuel and water samples come back from Pace Analytical. (Attachment 4)
- Fuel can be recovered but need to determine who will recover fuel from Frac tank and how to properly handle the contaminated water. Activated carbon vs. reclaim facility.
- July 27, 2015 Tankology Inc. comes to scope tanks and determine possible cause and damage. North midgrade tank is ruptured and south midgrade has a crack on top where vent pipe had been run over recently. South and north tanks are manifolded. Appears water pressure from excessive ground water caused pea gravel to erode, allowing tank to rupture.
- August 6, 2015 Estimates come from Robert Trump with Adler to determine procedure of disposing of contaminated water.
- August 11, 2015 Tribal Council approved to have midgrade fuel recovered from Frac tank by HAAG oil and to have contaminated water hauled to a reclaim facility.
- August 18, 2015 2000 gallons of fuel is recovered from Frac tank and blended with 1250 gallons of premium fuel to make fuel the correct octane level. (Attachment 5)
- August 19, 2015 Adler hauls contaminated water to reclaiming facility (Attachment 6). Also delivers a 300 gallon bladder for the ongoing process of reclaiming fuel from ruptured tank. Waiting on estimate to purchase a diaphragm pump and a compressor.
- At this time we know that there is still fuel in the ground because we have stuck the tank. Our thought is that it is in overfill tanks and that we will recover most of the missing fuel.
- Ongoing, will now start to pump bi-weekly out of ground to recover any fuel missing. Will store in bladder, let fuel separate from water and keep track of all product recovered each time. This procedure could take up to 12 months or until we can no longer recover any more fuel. After a period of time when there is no more recovery of product we will need to have soil tested.
- At this time we are possibly considering properly abandoning the North ruptured tank which is no longer in use.

- August 27, 2015 Ethan with PEI capped off manifold to south tank so we could start operating north tank. Reclaimed 442 gallons of fuel. (tank reading) (Attachment 7)
- August 28, 2015 Josh with PEI flushed fuel lines and recovered 150 gallons of fuel. Remaining gallons of fuel unaccounted for now totaling 746 gallons.
- Estimate received 9-21-2015 from Total Petroleum Services for Consultant, Geologist and site characterization. Waiting for Tribal Councils approval to continue with clean up/compliance efforts and free product recovery.
- Ace North American Claims is insurance covering remediation only. Contact Brian Hong 866-635-5698.
- Sac and Fox Truck Stop has been operational since incident on 7-20-2015 excluding the use of the ruptured North midgrade tank.
- November 19, 2015 Geologist take analytical samples for testing and drill for 4 Temporary Piezometers. Robert Trump from Total Petroleum Services, Robert Andrew from M.A.C. Corporation who installed the tanks, Ethan Kappler with P.E.I. and Mark Junker with Tribal EPA were all here. Appears contamination is within the Truck Stop property. Ruptured tank video was viewed by all, video shows a rupture approximately one third of the way up on east side approximately 7-8 inches in diameter. I was to receive test results in 10-12 days.
- January 18, 2016 have not received any results from analytical testing or piezometers. Still no response from Robert Andrew on Xerxes warranty.
- February 16, 2016 Received Site Investigation Report of general soil characteristics of the subsurface and initial impacts to the soil and groundwater due to failing gasoline underground storage tank. Terranext also provided cost to install 5 permanent monitoring wells, collect groundwater samples, complete an initial conceptual site model (CSM), screen and model groundwater data to determine soil vapor inhalation risk at Sac and Fox Truckstop. (Attachment 8)
- February 29, 2016 Meeting onsite at Sac and Fox Truckstop to discuss next steps and overall plan to continue with finalization of remediation and repair or abandonment of ruptured fuel tank. In attendance were Randy Dolifka PEI, William Millard Crawford and Company, Robert Trump Total Petroleum Services, Chris Kinn Geologist, Robert Andrews MAC Corp., Lisa Montgomery Sac and Fox EPA, Gary Bahr Sac and Fox Tribal Council, Theresa Armbruster Sac and Fox Truck Stop Manager, Amanda Kramer Sac and Fox Asst. Manager and VIA phone Anita Ketola ACE Insurance. It was unanimous by all in

attendance that the only way to determine the cause of the ruptured fuel tank would be to investigate the site. After determining the cause, being impact or defect then the decision will be made to either repair the existing Xerxes double wall tank with a 30 year warranty which was installed in 1998 and have it recertified or properly abandon the tank which would be the safest option and install a new tank in a new site. While the tank site is open we will be prepared to deal with free product, define plume and install wells. Initially 5 wells were suggested but was determined 2 would be sufficient. All work pending estimates and approval from Insurance Companies.

- March 21, 2016 Received estimate to repair ruptured fuel tank.
- April 20, 2016 Robert Trump Total Petroleum Services responds to Region 7.
- April 22, 2016 Insurance needing a breakdown of proposed estimate and an estimate for a replacement tank from M.A.C. Corp.
- May 11, 2016 Currently waiting for Estimates to install new tank if that determination is made immediately following the excavation of the northern area of the tank exposing the ruptured tank.
- May 17, 2016 Received estimate from Randy Dolifka PEI for new tank not sure of status on estimate from Robert Andrew MAC Corp.
- May 20, 2016 Received revised estimate from M.A.C. Corp.
- May 25, 2016 Tribal Council approved the excavation work proposed by M.A.C. Corp. Need to contact Robert Andrew to confirm a start date.
- June 8, 2016 Robert Andrew, M.A.C. Corp. still trying to coordinate with XERXES.
- June 16, 2016 M.A.C. Corp has a start date July 11, 2016 need to confirm with all involved.
- June 20, 2016 Confirmed with M.A.C. Corp. Everyone would be available for July 11, 2016 start date.
- June 21, 2016 contacted Robert Trump about providing Region 7 with an acceptable form of reporting.
- July 10, 2016 Robert Trump with Total Petroleum comes to start removing water to prepare for excavation on July 11, 2016 only to discover excessive amounts of water. Three FRAC tanks were needed for 60,000 plus gallons of contaminated water.

- July 11, 2016 Robert Andrew M.A.C. Corp starts preparing for excavation but due to large amounts of rain and excessive rain in the forecast suggests we delay all work. Rescheduled for week of July 26, 2016.
- July 15, 2016 Analytical results from water in three FRAC tanks are available. (Attachment #8)
- July 26, 2016 Week of. Partially expose ruptured fuel tank on East end enough to see that it IS NOT a red XERXES fuel tank. The tank is white and it is a Containment Solutions tank. All work is once again postponed. Prior to all of this Xerxes nor Containment Solutions had any records of tanks at our Truck Stop. Once we provided Containment Solutions with Serial numbers then they acknowledge us having those tanks.
- August 15, 2016 Week of. Completion of exposing ruptured fuel tank finally happens with everyone required in attendance. Robert Andrew M.A.C. Corp, Knudeson Construction sub contractor for M.A.C., Kyle Minden Central Region Engineering Manager, William Millard Crawford and Company, Matthew Cansen ACE/CHUBB, Gary Bahr Sac and Fox Tribal Council, Total Petroleum to assist with continued water removal and two Field Service Technicians from Containment Solutions Darrick Floyd (Team Lead) and Marco Gonzalez. Containment Solutions technicians prepared and opened the east end of the ruptured fuel tank. On the SE side of the tank was approximately a five foot section of the fiberglass tank that had pulled away from the frame laying on top of the gravel underneath the rupture. At this time it was determined by Containment Solutions Field Service Techs that the tank WAS NOT Repairable. Time Line to receive a new fuel tank 4 months.
- September 6, 2016 Geologist installs 8 monitoring wells. Attachment showing well locations on the property. Geologist will return for sampling week of September 19, 2016. Sampling report expected by the first week of October 2016. (Attachment #9)
- September 1, 2016 Tribal Council decides we are no longer waiting on Insurance Companies to decide who is covering what, that we have been more than cooperative with their demands which have caused this situation to accrue a lot of unnecessary cost that they now want to fight over who is responsible for paying.
- September 6, 2016 Total Petroleum starts hauling off contaminated water from FRAC tanks to reclaim facility. Takes until September 12, 2016 to complete. Recovered free product from FRAC tank #1 was 5 inches. Recovered free product from FRAC tank #2 was 1 inch. Nothing was recovered from FRAC tank #3. The recovered free product should cover the 746 gallons of product not accounted for prior to this date.

- September 19, 2016 Scheduled conference call with Sac and Fox EPA, Region 7 and Theresa Armbruster to go over this information and to update.
- September 21, 2016 Geologist returns for water samples from monitoring wells. Will forward results as soon as I receive them.

Sincerely,

Theresa Armbruster
Manager, Sac and Fox Truck Stop

Attachment #9

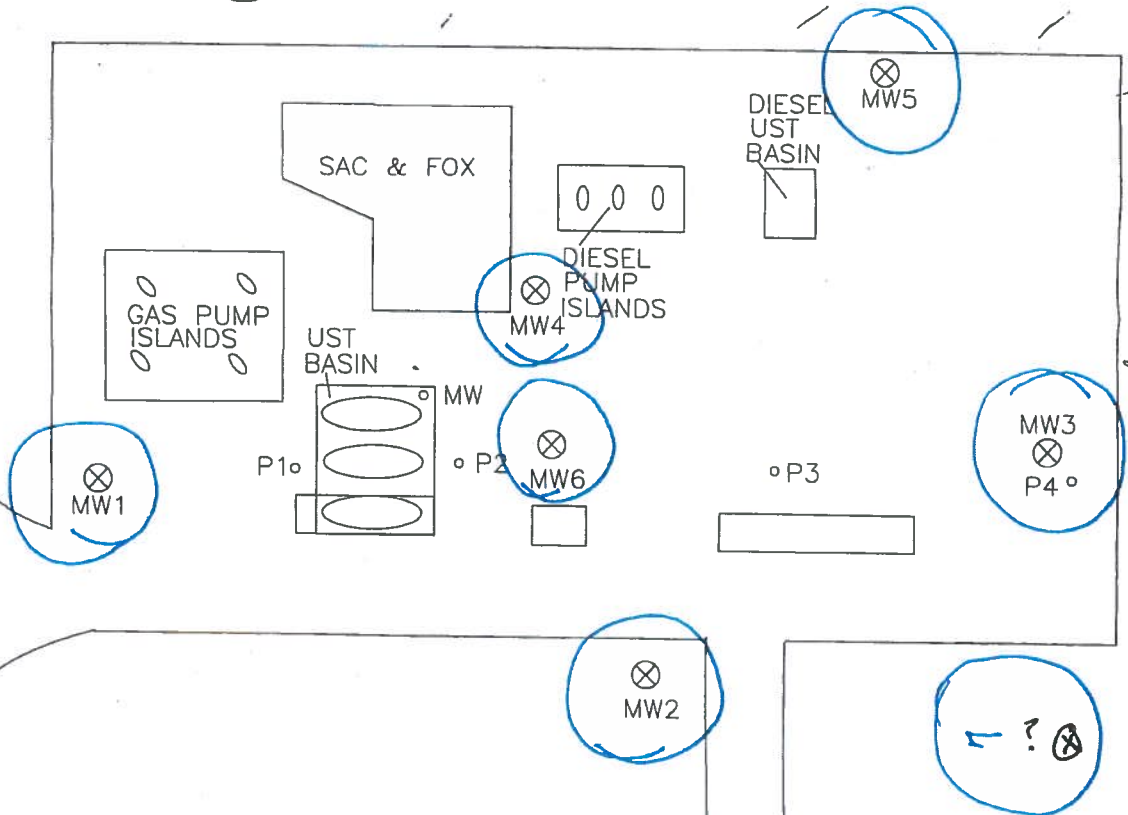
AGRICULTURAL

US HWY 75

WATER TOWER

AGRICULTURAL

AGRICULTURAL



⊗ Proposed MW Location

~ 50 ft.

PROJ.# 17102679

PAGE#

SCALE: AS SHOWN

DRAWN BY:

FILE NO.

DESIGNED BY:

DATE:

APPROVED BY:

FIGURE 3
PROPOSED MONITROING WELL LOCATIONS

SAC & FOX TRUCK STOP
1346 US 75 HIGHWAY
POWHATTEN, KANSAS

